

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday January 11, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Joseph J. Long, Richard M. Laws, and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the meeting of December 28, 1959 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. Mr. Oscar Carey appeared before the Council and read a letter from Chandler and Carey, Inc. addressed to the Mayor and Council regarding their recent request for annexation of the Vincent Brittingham Property of 30 acres, and outlined proposed development of the property. He stated that they are unable to proceed with their subdivision plans until a decision of the Council is reached. The Council advised that they would endeavor to work out a policy on the matter and advise Mr. Carey of their decision by the first regular meeting of the Council in February.
4. The Executive Secretary reported that Mr. Larry Brown of Fruitland had submitted a bid of \$1,000. for the purchase of four of the buses and later submitted a revised bid for purchase of all seven of the buses and all equipment, excluding the air compressor and three steel benches, for \$2,000.00.
5. Mr. Henry Hanna, Mr. Charles Hughes and Mr. Gwyne Church appeared before the Council in the matter of purchasing the Bus Line. Mr. Hanna read a letter of proposal for purchase of the bus line for the price of \$2,150.00, which was to include seven buses and all other tangible personal property used in connection with the operation of the bus line except the air compressor, and setting forth certain conditions concerning operating rights.

The City Solicitor advised that there appeared to be nothing set forth in the proposal guaranteeing operation of the bus line, and that it should be considered a part of any agreement entered into that the City requires the purchaser of the bus line to continue operation for a specified time. Mr. Hanna assured the Council that it was their intention to make every effort to operate the bus line, however, if they experienced the same sort of thing the City did they would have to discontinue the service, but that it would take at least a year to determine results of the operation, and that if the City felt it more agreeable they would specify in their proposal the operation of the bus line for one year. The City Solicitor advised that such a clause in the agreement would be desirable. Mayor McLernon stated that the proposal was in his opinion acceptable and recommended that the proposal be accepted. After discussion the Council concurred in the sale of the Bus Line for the sum of \$2,150.00 on a motion by Councilman Laws and seconded by Councilman Long. Mayor McLernon requested that the Executive Secretary arrange for an appointment with the City Solicitor and the purchasers, Mr. Hanna, Mr. Hughes and Mr. Church, to consummate the sale of the bus line.

6. The City Solicitor, Harry H. Cropper, advised that L. W. Gunby Company had made a further revision of the agreement authorized to be executed by the City on December 21, 1959, relating to the purchase of certain property located on the westerly side of South Division Street, on the northerly side of Circle Avenue and on the southerly side of Camden street, and bounded on the west by Tide Water Associated Oil Company and the land of the Veterans of Foreign Wars, more particularly described in said agreement. Upon a motion by Councilman Long, duly seconded by Councilman Martin, and duly adopted by the Council of Salisbury, it was

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RESOLVED: That the City of Salisbury purchase the property described in said revised agreement in accordance with the terms of said revised agreement and that Boyd E. McLernon, Mayor of Salisbury, be authorized to execute said revised agreement on behalf of the City and the Corporate Seal of The City be affixed thereto by Josephine M. Troublefield, Clerk.

7. The Executive Secretary reported that the City Solicitor plans to settle for the Gunby Property the week of January 18 and since neither tenant of the property at present has a lease except Abbott's Furniture Co. the question is what is to be done about the tenants vacating the premises, and that a firm decision is needed. The City Solicitor advised that the situation is that the earliest the City can get possession of the property is about March first. After discussion the Council concurred in going forward with getting possession of the property as rapidly as possible and requested that the City Solicitor give notice to tenants to vacate, except Abbott's Furniture, whose lease does not expire until May 31, 1961, on a motion by Councilman Laws and seconded by Councilman Martin.

8. The Executive Secretary presented request from Mr. Gilman, Planning Director, for Council approval of salary of \$1.60 per hour for Paul E. Dyer, a temporary employee, as an analyst and statistician. The Council concurred in approval of salary as requested on a motion by Councilman Martin and seconded by Councilman Long.

9. The Executive Secretary presented request from Department of Public Works for Council approval of increase in salary for four employees on the Water Metering Program, which is payable from the 1959 Bond Issue, W. S. & St. as follows:

David Insley, Engineering Aide, From \$52.00 to \$55.00 per week.

Mayo Clark, Pipefitter, From \$55.00 to \$57.00 per week.

Harvey Linton, Concrete Saw Operator, From \$52.00 to \$54.00 per week.

Paul Jones, Laborer, From \$50.00 to \$52.00 per week.

Council approved increase s in pay as requested on a motion by Councilman Laws and seconded by Councilman Martin.

10. The Executive Secretary presented claim for a portion of electrician's bill from Mrs. Cecil C. McKay, 423 Truitt Street. The City Engineer advised that in placing water meters to homes the electrical service was shorted, and that ordinarily the City can cope with such a situation with City forces, but in this case Mrs. McKay had called in an electrician before the trouble was determined and it was known that the City was involved, and he recommended that the City pay one-half of the claim, which would be about \$30.00. The Council authorized that one-half of the claim be paid by the City on a motion by Councilman Laws and seconded by Councilman Martin.

11. The Executive Secretary stated that it has been the practice to present matter of all refunds to Council for approval and that he would like to again present the matter of refund to Mr. Donald P. Scott for deposit made on rental of the Armory for December 31, 1959. He stated that Mr. Scott found that his plans for use of the Armory for that date did not materialize and that he notified the City well in advance, and that since there were no other applicants for rental of the Armory for that date, he recommended that the deposit of \$25.00 be refunded. Council authorized that the refund of the deposit of \$25.00 be made to Mr. Scott on a motion by Councilman Long and seconded by Councilman Laws.

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12. The Executive Secretary presented the following reports:

Police Dept. Report of Parking Tickets Issued Month of December 1959
Fire Marshal's Report for Month of December 1959
Report of Sewage Treatment Plant Operation for Month of December 1959
Fire Dept. Report for Month of December 1959
Report of Ambulance Service for month of December 1959

13. The Executive Secretary reported that there would be a meeting held at City Hall at 11:00 A. M. Wednesday, January 13 with a representative of the District Office of the Corps of Engineers and all interested people regarding deepening of the Wicomico River Channel, and that the purpose of the meeting is to review the interest of the people and arrange a date for public hearing to be advertised later.

14. The City Engineer presented for final approval by the Council two subdivision plats of the Steffens and Causey Property on Monticello Avenue, which had been tentatively approved. Council approved subdivision plats on a motion by Councilman Long and seconded by Councilman Laws.

15. The Executive Secretary reported that collections on the West Main Street Parking Lot since November 1952 were \$21,891.32 and expenses were \$19,388.00, a profit of \$2,503.00. He stated that a new lease would soon have to be negotiated and that if the property could be purchased at a reasonable figure it would be better to purchase the property than to rent it. The City Solicitor advised that it might be unwise to consider negotiation of the lease, perhaps would be better to make an effort to purchase the property. The Executive Secretary stated that he would contact Mr. Rounds in an effort to see whether or not he would be interested in selling the property.

16. The Executive Secretary presented the matter of the agreement entered into between the City and Sandy Plains, Inc., whereby the City acquired some right of way near the South Side Pumping Station. He advised that the agreement was the subject of a conference about a year ago at which Mr. Cropper, City Solicitor, Mr. Hamilton Fox, Attorney, and Mr. Fred A. Grier, Chairman of the Incinerator and Sewage Treatment Plant Commission, were present, and at that time Mr. Grier advised that it was the intention of the Commission that Sandy Plains, Inc. would get water and sewer taps on the entire development without charge. The Executive Secretary advised that this agreement was entered into August 3, 1952 and was never looked over by the City Solicitor before being executed by the City. He stated that the City Solicitor holds that the present owners of the property are entitled to free water and sewer connections notwithstanding the Ordinances which set up a charge for these connections as of January 1, 1960. The Council made no comment.

17. The Executive Secretary reported that in the matter of the purchase of the two lots from Roger Steffens on Riverside Drive he suggested that the total cost to get from Camden Avenue to Riverside Drive be considered and in that connection the appraised cost for right of way needed was \$22,970.00. The City Engineer advised that a further check on the location indicated that only one of the Steffens lots would be needed, and a building permit could be issued to Mr. Steffens for the other. The Executive Secretary recommended that an effort be made to negotiate with Mr. Steffens on a 13 - 14 month option on all of the property owned by them. The City Solicitor advised that it might be well to negotiate with Mr. Hodgson before negotiating with Mr. Steffens.

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The Council concurred in negotiating with Mr. Hodgson and Mr. Steffens simultaneously.

18. The Executive Secretary presented plan of property in the area of Sears Roebuck Co. and Colonial Stores and advised that they are interested in relocating Waverly Avenue by closing Waverly Avenue from Ohio Avenue to Hazel Avenue, closing a part of Florida Avenue and to widen East Street to South Boulevard. The Executive Secretary stated that it was a question of who is going to pay for what in providing right of way.

19. The Executive Secretary reported that bids for petroleum products requirements for 1960 were received December 30, 1959 - there were eight bidders (see abstract of bidding attached to Minutes), and that George L. Ralph was low bidder on Gasoline, Diesel Fuel and Fuel Oil and Kerosene and Pure Oil Company was the low bidder on lubricating oils and greases. The Council concurred in awarding contract to the low bidders on a motion by Councilman Long and seconded by Councilman Laws.

20. The Executive Secretary reported that Mrs. Marion Stubbs had requested that she be advised as to Council decision regarding recent request for rezoning on Clemwood Street. Mayor McLernon reported that the Planning and Zoning Commission had recommended that no change be made, and that the matter had been tabled by the Council since November 9, 1959 in order that they might visit the site and arrive at a decision. The City Solicitor advised that the Council would be on dangerous ground if the recommendation of the Planning and Zoning Commission were not accepted. The Council concurred in accepting the recommendations of the Planning Commission on a motion by Councilman Laws and seconded by Councilman Martin, and requested that Mr. and Mrs. Stubbs be notified accordingly.

21. The Executive Secretary presented a report from the Auditors regarding payroll together with a copy of the weekly payroll to each Council Member for a study in the classification of weekly and annual employees.

22. Chief Chatham inquired as to possibility of getting into effect some regulatory measures governing vending machines. He suggested that it would be a source of revenue, which the City is missing; if pinball machines and vending machines were licensed, since pinball machines have to be policed. Council asked the City Solicitor to investigate possibility of such licenses.

23. The Mayor advised that immediately following adjournment of the regular meeting the Council would hold an executive session.

24. The meeting adjourned at 10:00 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

January 25, 1960
Date

W. E. McBeth
President of The Council

Josephine M. Traub
Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, January 25, 1960. The following were present: President of the Council William E. Wyatt, Jr., Councilmen Joseph J. Long and Richard M. Laws. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of January 11, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Long.
3. Mr. Lewis Hess and Mr. Charles Nohe of Hess Apparel appeared before the Council and requested an extension of their temporary lease in the Gunby Building. Mr. Hess stated that about a sixty day extension would be needed, due to fact that the tenants in the building which Hess Apparel has under option will require thirty days to vacate the property, making the date about March 1, 1960, and in order to make the building suitable for use after it is vacated will require from six to seven weeks, and for those reasons requested that Hess Apparel be granted an extension of time to vacate the Gunby Building by May 1, 1960. The Executive Secretary advised that it was proposed to notify Mr. Gunby that the Robertson Appliance Store would be available for salvage purposes as of March 31, 1960 and that the City could consider granting Mr. Hess' request for a few weeks extension without delaying the project too long, and inquired as to whether or not a date of about April 18 would be agreeable. Mr. Hess stated that he felt that they would need until about May 1st, but that they would put as many men to work as possible in an effort to get their new quarters ready, as soon as it is vacated by present tenant, and if it is possible to vacate the Gunby Building before May 1st they would do so. After further discussion the Council concurred in granting extension to May 1, 1960, as requested by Mr. Hess; on a motion by Councilman Long and seconded by Councilman Laws.
4. Mr. Norris Twilley and Mr. Harley Davis of the Wicomico County Liquor Control Board appeared before the Council in the matter of parking on East Main Street in front of the Dispensary. Mr. Twilley stated that the yellow curb and the sign "No Stopping At Anytime" works a hardship and requested that the sign be removed and the yellow line be made white so that people would know they could stop. Chief Chatham advised that he had visited Mr. Twilley and discussed with him the matter, and explained that the "No Stopping" sign was placed there for traffic making right and left turn into the Boulevard. He stated that if the sign were removed it would be replaced by a parking meter which was removed in order to erect the sign. He advised that the problem starts when the parking meters are not in effect, which is after 6:00 P.M. on week days except Saturday, and suggested that the situation could be remedied by placing meters in the entire block - 12 minutes for 5¢, but that space is needed to take care of the intersection when traffic is heavy. Mr. Twilley stated that 12 minutes is not sufficient time to make the average purchase and felt that this would not solve the problem, and that they are concerned with area directly in front of the Dispensary. Chief Chatham advised that there are five spaces directly in front of the Dispensary and suggested that the 12 minute parking for 5¢ be tried. After discussion the Council advised that the matter would be tabled for consideration and later decision, on a motion by Councilman Laws and seconded by Councilman Long.
5. Mr. Jack Robins, Attorney, Mr. Robert Doyle and Mr. Martin Malarkey of the Delmarva Community Antenna Television Service appeared before the Council in the matter of application for CATV Franchise. Mr. Robins reviewed the matter from the time separate applications were made by both Mr. Doyle and Mr. Malarkey for franchise and stated that after they had

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merged and withdrawn one application they felt they were over the hurdle. He also stated that after the response from their recent advertising with the majority of people indicating they were in favor of having a choice of television programs, they felt that the Council would be willing to grant the franchise, however, he had heard that since closed meetings held by W. B. O. C. the Council might contemplate tabling the matter, and requested that if there is any legal reason for not granting the franchise that it be brought out into the open. He stated that the entire area would benefit from CATV, and that there was a potential revenue from a quarter million dollar investment in the community, and that they are entitled to an answer and under the circumstances entitled to a franchise.

Mr. Cropper, the City Solicitor, gave a review of what had transpired in the matter since separate applications by both parties had been made on the basis that the signal would be transmitted by means of a microwave relay station, and that later they advised that through engineering survey it was found that it was not necessary for the success of their operation to have a microwave station. He outlined certain things that the City must consider to determine whether or not a franchise should be granted. He advised that if a franchise is granted at all that it should be an exclusive franchise. He stated that since this would be a new feature to come into Salisbury, the City has to consider the technical aspects, and before a franchise is granted the City must know whether or not it is an effective signaling system; and whether or not this is an appropriate installation for a transmitting system throughout Salisbury. He stated that it has been brought to his attention that it was possible with the CATV coming in that the local station might be required to go off the air, but that he did not know how valid it was. He stated that also it has been brought out that if the local station is forced to go off the air that the City, being the shopping center of the area, might suffer, and that also the local station plays a big part in the local education system by transmitting educational programs in this community and neighboring counties. He stated that a Bill has been introduced in the Senate which would give the F. C. C. authority to regulate CATV, but that it has not been passed and may never be passed, and in view of this pending legislation, some people have requested the City to delay taking action on the franchise at local level. He advised that the City is not equipped to act as a regulatory body or public service commission to act on whether or not rates are fair, and that in his opinion the interest of the public is involved and that this is a matter for which really sober attention is required.

Mr. Malarkey read the full page advertisement of W. B. O. C., which recently appeared in the Salisbury Times, refuting most of the statements and explaining why he disagreed with the statements. He stated that if the local station did close their doors he represented a capital group which would immediately apply to F. C. C. to operate the station as it is a profitable television station. He stated that it will be possible for the cable system to serve each school and to tie all schools together and eventually serve the schools in outlying sections, and also to add channels with educational service when the people wanted it.

Mr. Robert Cannon, Mr. Kenneth Hennessey and Mr. Dunn representing the V. F. W. were present and presented questions on CATV, which Mr. Malarkey answered.

After much discussion Mayor McLernon advised that the Mayor and the Council were not in a position to make a statement at this time. He expressed appreciation for the visitors appearing and expressing their views, which he stated would help the City in making a decision, which decision will be in the best public interest.

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6. The City Engineer presented proposals of policy to be followed, in the form of resolutions, for financing water and sewer inside and outside the City, including cases of annexation. In this connection he presented map covering certain possible annexations and explained sizes and locations of water and sewer mains together with estimate of costs. He pointed out on the map the area which the Larmar Corporation has requested to be annexed to the City. The Executive Secretary stated that with a complete estimate on the subdivision the City would be able to give the Larmar Corporation an answer on their request. Mr. Cooper advised that he would present a detailed estimate for the area proposed to be annexed at the next meeting.

7. The Executive Secretary read a letter addressed to the Mayor and Council, dated January 14, 1960, from Mr. Royd A. Mahaffey, Supt of Schools regarding availability of water and sewer facilities for a proposed school site on the William Nutter Adkins Property on East College Avenue. The Council requested that a letter of reply be sent to Mr. Mahaffey advising of the City policy to permit connection to the nearest adequate City mains which are available within a reasonable distance from this property at the expense of the agency desiring the service, on a motion by Councilman Laws and seconded by Councilman Long.

8. The Executive Secretary presented the proposed Plumbing Code, which is the Southern Code with some modifications, to be adopted with ordinance. Councilman Long inquired as to why the Southern Code was being introduced rather than the Charlotte Code, which he understood was being considered. He requested that the Plumbing Inspector be present at the next meeting of the Council to discuss the proposed Plumbing Code, and the matter be tabled for later decision.

9. The President of the Council announced that the Council would meet in special session Monday, February 1, 1960.

10. The meeting adjourned at 11:00 P.M. on a motion by Councilman Laws and duly seconded by Councilman Long.

February 1, 1960
Date

W. E. M. Long
President of The Council

Josephine M. Traubelfield
Clerk

The Council of The City of Salisbury met in special session at 8:00 P.M., February 1, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of January 25, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. Mr. Robert Doyle of the Delmarva Community Television Corp. appeared before the Council and inquired as to status of Council action on their application for franchise and to answer any further questions the Council might ask. He requested that the matter be kept before the Council until ordinance is introduced. The President of the Council advised Mr. Doyle that the matter is still under study and is being kept before them in order to reach a decision.
4. Mayor McLernon read a letter from the Wicomico Planning and Zoning Commission regarding resignation of Mr. Edgar L. Williams, effective February 28, 1960, and stated that it was necessary to appoint a new member to fill this vacancy. Mr. Gilman, Planning Director, advised that it was his understanding that Mr. Williams was appointed by a farm group and that this group had some recommendation to make concerning new appointment to fill the vacancy. It was decided to table the matter until recommendation for new member is known.
5. There was a discussion on parking in front of the Dispensary on East Main Street. The Council asked Chief Chatham whether or not he had any further recommendations to make in the matter. Chief Chatham advised that he had been watching the parking situation at this location and was of the opinion that the problem was greatest after 6:00 P.M. when parking meters are not enforced, and that it was his recommendation that parking meters in this block on the south side of the street be in effect from 8:00 A.M. to 10:00 P.M. at the rate of 5¢ for 12 minutes. On a motion by Councilman Laws and seconded by Councilman Martin, the Council concurred in trying the recommendations of Chief Chatham to enforce parking meters from 8:00 A.M. to 10:00 P.M. at the rate of 5¢ for 12 minutes, with appropriate signs of this regulation, for the five meters directly in front of the Dispensary.
6. The City Engineer reviewed his proposal of City Policy for financing water and sewer both inside and outside the City, including annexation, as presented at the meeting of January 25, 1960. He also presented estimate of costs of annexing the area requested by the Larmar Corp., applying the proposed City Policy. He stated that this subdivision would require much service and tax-wise was residential property representing lowest income to the City. He advised that the subdivision could be served with water, but due to grade difficulties sewer was economically feasible to serve only 41 of the 82 lots proposed. He, therefore, recommended that the City consider annexing on the basis of serving the entire area with water, 41 lots with sewer and the remainder of the area with temporary permits for septic tanks, as long as the developer complies with all requirements of the Department of Health. He estimated the cost of providing all of the routine services normally enjoyed by developed areas. Under this policy, he advised that a part of the cost of the 12 inch water main serving Chris Craft would be borne by the developer, in an amount equal to nearly \$5,000., representing 50% of the value of an eight inch main passing through the property, which

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would reduce the City's investment in the Chris Craft Corp. line from \$65,000 to about \$60,000. He stated that the developer's plan of construction of houses in this area was three houses in 1960 and not more than ten houses per year for the next four years.

Mr. Gilman, the Planning Director, stated that he had gone over the matter with the City Engineer and the Executive Secretary, and that he has never heard of a governing body bearing any of the cost of development - the developer is required to pay 100% of the total cost and in addition if the existing plans called for oversized water main the developer would be required to install mains at his cost.

The City Engineer stated that the question was, is it to the City's advantage to annex or isn't it? Mr. Gilman replied that it is the City's ultimate obligation and responsibility to expand the City's boundaries and that waiting for annexation request is not the solution, the amount the City can afford should act as incentive to encourage areas to come into the City, and the City can go out and make annexations. (NOTE- It is noted that the City cannot annex without the consent of persons in the annexed areas and is long and difficult procedure, and for which there is no present indication of success over any wide area at the present time).

The Executive Secretary inquired as to on what basis the City would give water and sewer service to annexed area, he stated that he didn't think the City would annex an area and then permit septic tanks to be put in. He referred to a statement of an official of the Health Department - that if anything be allowed it should be sewer without water, but not water without sewer.

In further discussion on the proposed City policy for financing services in and outside the City, the City Engineer advised that to bring the present water system up to date would cost about \$2,000,000.00. The Executive Secretary stated that in considering a City policy he would strongly recommend that the fifth draft of proposed charges, which he had presented to the Council, be reviewed, and also all other information furnished to them be reviewed in arriving at a decision on the policy.

The City Solicitor advised that it should be borne in mind that the City Charter has provision for method of establishing front foot assessments - the cost to amortize could be figured and then levy on front foot assessments to be paid off as taxes.

The Council indicated that they were inclined to the 50% proposal for the City's policy.

7. Mayor McLernon read a letter from Chris Craft Corp. dated January 29, 1960 requesting information as to current status of project to construct a 12 inch water main to serve their plant, which is located outside the City. Attention was called to Council action taken at a special meeting on September 20, 1959 stating that the City would construct the water main in question. The Executive Secretary advised that the latest estimate of cost of the main was \$65,000.00 and that inasmuch as the construction was to be financed solely by the City, without reimbursement, a decision was needed as to how the cost was to be financed and when the Council wished to have the work done. The Executive Secretary suggested that the amount involved was not large enough to warrant the expense of issuing bonds for that amount and that the most practicable method was

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to borrow the money on a short-term note, about eighteen months, with a view to paying off the note out of a larger bond issue or with the aid of funds supplied by the County, if such a plan for the County materialized. It was decided that the water main was to be constructed without delay and that the money obtained on short-term borrowing, as suggested by the Executive Secretary, on a motion by Councilman Fullbrook and seconded by Councilman Long.

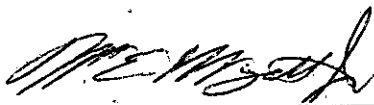
8. The Executive Secretary presented request for City's participation in improving runway lights at the Airport, the estimated cost of \$14,425.00, of which the Federal Government will pay one-half and the City and County to pay about \$7,213.00. He advised that there was sufficient funds in the Airport Fund to defray this cost. After discussion the Council concurred in participating in the program of improving lights at the Airport on a motion by Councilman Laws and seconded by Councilman Martin.

9. The Council President advised that the Plumbing Code would be discussed at the next regular meeting at which time the Plumbing Inspector would be present.

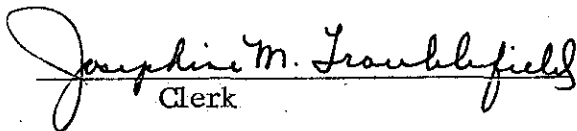
10. Mayor McLernon reported that the annual report of the Fire Department had been received and could be reviewed by anyone interested.

11. The meeting adjourned at 11:00 P.M. on a motion by Councilman Laws and seconded by Councilman Martin.

February 8, 1960
Date



President of The Council


Clerk

The Council of The City of Salisbury met in regular session at 8:00 P.M., Monday, February 8, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the Meeting of February 1, 1960 was dispensed with on a by Councilman Long and seconded by Councilman Martin.
3. Mrs. Hurley, teacher at Wicomico Junior High School, together with 20 of her eighth grade students were present to observe the Council Meeting. Mayor McLernon welcomed the group and introduced the City Officials explaining their duties and answered questions regarding the City government.
4. Mr. Jack Robins, Attorney, and Mr. Robert Doyle of the Delmarva Community Antenna Television Service appeared before the Council to inquire as to whether or not there had been any progress on Council action on their request for franchise since their last visit, and to answer any further questions there might be.

Councilman Fullbrook stated that since he had been on vacation and absent from the last two previous meetings there were questions he would like to ask. He presented the current advertisement appearing in the local newspaper regarding CATV together with a list of questions on which there was discussion. He inquired as to the number of telephone calls other members of the Council had received for or against CATV, and stated that he had received a number of calls the majority of which were in favor of CATV, but after he explained his stand on the matter and the pending federal legislation regarding regulations to control CATV, all of those calling were willing to wait for the outcome of the legislation. He stated that he is not opposed to CATV, but that if it is to be controlled by federal regulations he favored delaying granting a franchise until such time as regulations are in effect, and that his only reason for delaying granting the franchise was in the best interest of the people of Salisbury. He suggested that a disinterested qualified technician verify the quality of reception to be received and stated that if the rates, type of installation and reception received are not right the City Council would be at fault.

Councilman Long stated that he was of the opinion that the City Council should settle down and discuss all the merits in the case and come up with some decision without delay.

Councilman asked the necessity for a franchise and whether or not the operation might not have been started without a franchise. Mr. Doyle explained that that would have been possible, but they had applied for a franchise for their own protection. Councilman Martin stated that his only concern in the matter was to give the people what they want with the best possible coverage the City can give, and if the people want CATV they should have it.

Councilman Laws stated that he felt that the time had approached for the City to take a stand one way or another and that he could see no reason for denying the franchise.

Mr. Roach, teacher at Wicomico Sr. High School, appeared before the Council in the matter of CATV. He stated that the City of Harrisonburg, Virginia, of which he is a native, is very similar to Salisbury and that they first had CATV and later had a television station to open there and that there had been no bad feelings between the local station and CATV, and also that he did not believe there had been any loss of revenue to the City.

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The President of the Council assured Mr. Doyle and Mr. Robins that the matter would be kept before the Council in an effort to reach a decision.

5. Mr. Ronald Holloway of the Salisbury Auto Parts appeared before the Council and requested that he be permitted to bid on his line of merchandise purchased by the City. He presented records of sales to the City by his firm for the past few years. After discussion the Council advised Mr. Holloway that the Purchasing Agent would be requested to send invitation to bid to his firm on future City requirements.

6. The City Engineer distributed copies of his revised proposal for financing water and sewer and other municipal services to areas inside and outside the City and areas to be annexed. He reviewed the revised proposal with the Council and after much discussion Mayor McLernon suggested that the Council study the proposed policy and have Mr. Cropper, the City Solicitor, review it with the Council and arrive at some decision.

The City Engineer advised that the Larmer Corporation's request for annexation of the Vincent Brittingham Property could not be properly answered until a decision on City policy is reached.

The Council requested that Mr. Carey of Larmer Corporation be invited to attend the next meeting of the Council to become acquainted with the policy being considered on annexation and to express his views as to whether or not they would still be interested in annexation of the Vincent Brittingham Property.

7. The Council concurred in scheduling the next meeting of the Council to be held on Monday, February 29, 1960, on a motion by Councilman Laws and seconded by Councilman Martin.

8. The meeting adjourned at 10:00 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

2/29/60

Date

W. E. Martin

President of the Council

Josephine M. Trumblefield
Clerk

The Council of The City of Salisbury met in regular session at 8 P.M., Monday, February 29, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.

2. The reading of the minutes of the meeting of February 8, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.

3. Mr. Richard Wootten, representing the Jr. Chamber of Commerce, appeared before the Council and presented a proposal by Kleen-Towne Industries to place a number of 65-gal. trash receptacles at desired locations on the City Streets, which would be maintained by Kleen-Towne, at no cost to the City; and the receptacles now owned by the City would be purchased by Kleen-Towne Industries. He stated that the receptacles would show the name of the Jr. Chamber of Commerce and continue to use the slogan "I Love Litter," and that the J.C's. would receive \$20.00 per year for each receptacle, and that the Kleen-Towne Industries requested the privilege of selling advertising to be painted on panels and attached to the sides of the trash receptacles. Mr. Wootten distributed pictures of trash receptacles proposed. Mayor McLernon advised that there had been a request by the Beautification Committee, who has placed the present receptacles, that they be heard on the matter, and tho' he saw no reason why it should not be entered into, he felt that the Beautification Committee should be heard before a decision was made. Mr. Wootten said that he had discussed the matter with the Beautification Committee and that they were scheduled to meet Wednesday Morning, March 2, 1960. The Council concurred that the matter be deferred until after the meeting of the Beautification Committee on a motion by Councilman Long and seconded by Councilman Laws, and advised Mr. Wootten that he would be advised as to decision.

4. Mr. E. Dale Adkins, Attorney, appeared before the Council and presented application for a non-exclusive franchise for community antenna television service for the Peninsula Community Television Company, Inc. Also appearing with Mr. Adkins were Mr. Victor Laws and Mr. A. D. Ring a consulting engineer. Discussion was as follows:

Mr. Adkins stated that his clients proposed to furnish the service on micro-wave system, which he claimed is the only system that offers any chance of giving the quality of reception to which the people are entitled. He stated that his clients were adequately financed and prepared to go ahead without delay if franchise is granted. He stated that they requested that any other applicant to whom a franchise is granted be required to provide service by micro-wave system. He advised that their schedule of rates were from \$25.00 to \$30.00 for installation, depending upon the distance from the street, and the monthly rate would be \$4.50; also that they were not interested in presently owned television aerials.

Mr. A. D. Ring, Consulting Engineer, stated that in their endeavor to get a clear picture in Salisbury there had been extensive research and that they found that a clear consistent picture could not be obtained in the immediate vicinity - it would be necessary to move over to where there is an adequate signal, up around the Chesapeake Bay Bridge, where a clear signal could be picked up. He stated that the success of a micro-wave system depends on picking up a clear signal, which must then be sent to CATV and distributed, and that only by micro-wave can reception of metropolitan quality be insured.

Councilman Fullbrook stated that he had suggested at the last meeting of the Council that a disinterested qualified technician verify the quality of reception to be received and that he would like it to be resolved which type will give the reception that is wanted.

Mr. Adkins stated that based on Mr. Ring's statement that he would urge that any ordinance introduced should contain the provision that all applicants provide service by micro-wave system and that if there were doubt in the minds of the Council as to whether or not there is adequate metropolitan quality reception by other transmission system that he was authorized to say that his clients would pay one-half of the cost of a survey to be made by an independent engineer to determine which method is best, if the other applicant will pay one-half the cost.

Councilman Long stated that he felt that this proposal is about three weeks late, as the Council had indicated they were in favor of Delmarva CATV application, more or less, and were about ready to introduce an ordinance; also that the Council had a moral obligation. He stated that the pros and cons had been discussed by the Council and that the proposed ordinance had been mailed to each Council member for study and possible introduction at this meeting, and that also he had gone on record as being in favor of granting exclusive franchise to Delmarva CATV. He referred to a letter appearing in the Salisbury Time in which W. B. O. C. had stated that CATV was not feasible. Mr. Adkins replied that the micro-wave system is feasible and that is why they are prepared to pay one-half of the cost for a survey.

Councilman Laws stated that he has leaned toward a non-exclusive franchise and tho' he did not know whether other people would be penalized or not by granting a non-exclusive franchise, since the Council has been put in the position of picking and choosing between two applicants, he would be in favor of granting a non-exclusive franchise to each applicant and let them fight it out between themselves as to who gets there first. He also stated that it is free enterprise and that with the Council being put in the position of making a selection he was inclined toward the person first furnishing the best service, and that he felt that it was out of the City's field to tell them what system to put into effect.

Mr. Cropper, the City Solicitor, asked Mr. Adkins as to whether or not his clients would be willing to accept on the basis of two non-exclusive franchises being granted without a specified manner as to how reception would be relayed, if the Council should arrive at such a view.

Mr. Adkins replied that he would have to consult his clients, after which Mr. Charles Truitt stated that they would accept on that basis.

Councilman Martin stated that he was inclined to agree with Councilman Laws, that he saw no reason why the City should stipulate the method to be used because if either of the applicants furnish reception that is not of sufficient quality the people will not subscribe to their service; that the basic selling point of getting service into the homes is the quality of the reception, therefore, it is to the advantage of either applicant to furnish good reception.

The City Solicitor asked Mr. Ring what problems would be posed by having two sets of cables strung on the poles. Mr. Ring replied that he did not think there would be much of a problem if they were properly strung. The City Solicitor then asked Mr. Mortimer, of Eastern Shore Public Service, whether or not he was able to tell the Council the number of jointly owned poles in the City limits. Mr. Mortimer stated that he thought there were in the neighborhood of 3500 poles jointly used, of which about two-thirds are owned by E. S. P. S. and one-third owned by the Telephone Company.

Mr. Jack Robins, Attorney, stated that if the application had been made by the Peninsula Broadcasting Company a few weeks after Delmarva Community Antenna Service application had been made it would have been indicative of good faith, but in view of all that has occurred the Peninsula Broadcasting Company was before the Council in bad faith and trying to dictate that micro-wave system should be written into the ordinance. He stated that they were using delaying tactics which they knew that time would ruin his clients. He also stated that he had asked that it be written into the ordinance that the City would receive 2% revenue from their operation of CATV.

Mr. Doyle, of Delmarva CATV asked Mr. Ring whether or not he had ever put in a CATV system, and Mr. Ring stated that he had not. Mr. Doyle stated that by insisting on a micro-wave system it would be necessary to go before a hearing by F. C. C. and that Mr. Ring knew that there was delay by various legal tactics in the granting of any license by F. C. C. and that there could be a delay from one to four years if micro-wave were insisted upon, and he felt that it was delay tactics.

The City Solicitor asked Mr. Robins that should the Council determine it is in favor of a non-exclusive franchise whether or not it would be acceptable to his client. Mr. Robins stated that he did not think it would be fair to accept a non-exclusive franchise.

Mr. Mortimer, of the E. S. P. S., stated that he wanted to say that his Company is taking no sides in any part of the issue, neither for nor against, and that his only interest is that regardless of who has an antenna system the problem will be the attachment on 3500 poles and they would rather have no more complications.

The Council advised that they would continue to study the matter and try to arrive at some decision.

5. The Executive Secretary reported that the Airport Commission requested Council to approve the negotiation of a new contract with Allegheny Airlines. The Council concurred in approval of the Airport Commission's request on a motion by Councilman Fullbrook and seconded by Councilman Laws.

6. The Executive Secretary presented request for the City's share of 1959 Racing Revenues for execution by the City. Council authorized that the request be made for the City's share of 1959 racing revenues on a motion by Councilman Long and seconded by Councilman Laws.

7. The Executive Secretary reported that bids had been received on Construction of Water Main to serve Chris Craft Corp. as follows:

A. P. Isakson, Inc., - \$55,385.40, George and Lynch, Inc., - \$56,005.25, Seaford Construction Co., - \$56,851.11, William C. Fray - \$60,052.77 and Edgell Construction Co., \$63,631.75.

He recommended that award of the contract be made to the low bidder A. P. Isakson - \$55,385.40. Council authorized that the award be made to the low bidder as recommended on a motion by Councilman Long and seconded by Councilman Laws.

8. The Executive Secretary reported that if the joint planning commission program is to continue operation beyond December 31, 1960 it is necessary to invite the County Commissioners to continue to go along with the program, as the County is now working on their budget and will have to provide for an appropriation in their budget, which runs from July 1 to June 30. He stated that the proposed budget for the Planning Commission is \$25,000.00 for the calendar Year 1961, and that the County's appropriation would be \$12,500.00 and the City's share the same amount, also that the proposed budget is the same as that of last year. He suggested that the County be asked to budget \$12,500.00 for a twelve month period and that if it is felt at anytime it is desired to discontinue the program it may be done even tho' money has been appropriated. After discussion the Council concurred in continuing the program and requested that the County Commissioners be invited to continue the point program.

9. The Executive Secretary presented request from the Dept. Public Works for Council approval of salary for Joe Flaig, Compressor Operator, salary \$57.00 per week, effective February 3, 1960. Council approved salary as requested on a motion by Councilman Long and seconded by Councilman Martin.

10. The City Engineer presented another draft of his proposed policy for financing water and sewer and other municipal services inside and outside the City and to areas to be annexed. He explained from a map how the policy would apply to various areas.

The Executive Secretary pointed out that the City has a policy in effect - "No water without sewer, etc." The City Engineer stated that no change in that policy was contemplated in the proposed policy. The Council indicated that no change in the firm policy of the City adopted September 10, 1956 as to "No Water Without Sewer, etc." was contemplated. After discussion the Council requested that the City Solicitor review the proposed policy and present it in form of resolution for consideration of adoption at the next meeting.

11. The President of the Council inquired as to whether or not an answer could be given to the Larmar Corporation on their request for annexation of the Brittingham Property. The City Engineer advised that he had discussed the proposed policy with the Larmar Corporation and that he had an appointment with them to discuss the matter further.

12. Mayor McLernon stated that the two names suggested to fill the vacancy on the Planning and Zoning Commission were persons who lived outside the boundaries served by the Planning Commission and inquired as to whether or not the Council could recommend someone else to fill the vacancy. After discussion the Council concurred that Mayor McLernon arrive at a decision with the County Commissioners to fill the vacancy, on a motion by Councilman Fullbrook and seconded by Councilman Laws.

13. The City Engineer reported that request had been made for permit to move a building to Rose Street and that he did not find it within the scope of normal policy to approve the application, as normal standards are about 60 ft. lot size and that anything under 50 ft. has not been accepted, and the lot size where the building was to be located was 36-1/2 ft. He stated that the building is only 12-1/2 ft. wide, which would give adequate yard space, but under present policy he could not properly approve the application. After discussion the Council authorized that permit be granted to move the building to Rose Street on a motion by Councilman Long and seconded by Councilman Martin.

14. The President of the Council stated that he had received an inquiry as to whether or not the house on the Game Farm could be rented. The Executive Secretary advised that the house on the Game Farm was contemplated to be used as quarters for a caretaker.

15. Councilman Laws stated that he had received requests that left turn traffic north bound on the Salisbury Boulevard be prohibited from turning into South Division Street. After discussion the Council requested that a sign be erected "No Left Turn" restricting North bound traffic from turning into South Division Street, on a motion by Councilman Laws and seconded by Councilman Martin.

16. Councilman Martin stated that a bad situation existed on Brown Street, at the Fire House No. 2, due to parking on both sides of the street on Brown Street between Naylor and Truitt, and suggested that parking be allowed on one side only. After discussion the Council directed that the curb be painted yellow on the Fire House side of Brown Street in an easterly direction about 50 ft. and that no parking here to corner signs be erected at the corner of each street, on a motion by Councilman Martin and seconded by Councilman Long.

17. Mayor McLernon read a letter from the Chamber of Commerce regarding contribution of \$500.00 toward the cost of a double page spread to appear in a supplement of the New York Times in the Sunday, May 1 Edition, on the State of Maryland. After discussion the Council concurred in approval of a contribution of \$500.00 to defray the cost of advertising, on a motion by Councilman Long and seconded by Councilman Fullbrook.

18. The meeting adjourned at 11:20 P. M. on a motion by Councilman Laws and seconded by Councilman Fullbrook.

March 14, 1960

Date

W. E. McGee

President of The Council

Josephine M. Traublyfield
Clerk

*This Transcribed & copy**Steel**No 4*

JOHN W. DOWNING, President
CHARLES J. TRUITT, General Manager

TWO OF AMERICA'S FINER STATIONS

W B O CTHE PENINSULA BROADCASTING COMPANY
RADIO - TV PARK, SALISBURY, MD.

February 29, 1960

To The Mayor and City Council
Of The City of Salisbury:

Gentlemen:

The undersigned Peninsula Community Television Company, Inc., hereby makes application to you for the granting of a non-exclusive franchise to render, within the corporate limits of the City of Salisbury, the public service commonly known as "Community Antenna Television". The undersigned requests that said non-exclusive franchise be granted to it for such reasonable period as the Council deems proper under the circumstances.

The undersigned applicant proposes to render such service by means of a micro-wave relay system, using two relay stations between Salisbury and the off-the-air pickup of the signals of the television broadcasting stations in Baltimore and Washington. One of these stations is already in existence, located near East New Market, Maryland, and is currently being used by WBOC-TV. The second station would be a new installation and would be located in the general vicinity of the Bay Bridge.

By using these micro-wave relay links, the undersigned can guarantee unconditionally to deliver to Salisbury signals of consistently high quality from four metropolitan channels. This consistency and quality of signals can not be delivered or guaranteed to Salisbury by any means other than a micro-wave relay system, and the undersigned is prepared to furnish you engineering proof of that statement to your satisfaction.

The undersigned will file application this week with the Federal Communications Commission for authority to construct and operate the above mentioned micro-wave relay links. We estimate that this authority will be granted in three months, and that construction of the necessary facilities could be completed within three months after that, so that our system can be in operation in Salisbury in about six months from this date.

At your public meeting tonight we will present you with full information, including our proposed rate schedule to

local subscribers, and we are prepared to furnish you proof of our financial stability and our willingness and ability to render this public service. We are entirely willing to have you write into the ordinance all of the safe-guards and restrictions on Community Antenna Television systems which the Federal Communications Commission has recommended to the Senate of the United States and which are set forth in Senate Bill 2653. These are summarized on the attached page.

We respectfully urge you to grant this franchise for public service in Salisbury to the undersigned, for these reasons:

(1) Our micro-wave relay system will guarantee consistently high quality service to Salisbury.

(2) Our company can and will demonstrate its willingness to render the service, its financial ability to make the necessary capital investment, and its financial stability to continue operating the service in the future.

(3) We will render the service under the supervision of the Federal Communications Commission and readily will agree to all safe-guards recommended by this Commission.

(4) As a subsidiary of the Peninsula Broadcasting Company, operators of WBOC and WBOC-TV, our operation of the Community Antenna Television service would complement rather than conflict with WBOC-TV and hence, the community would run no risk of losing its local television coverage and local public service now rendered by WBOC-TV to the community.

Very truly yours,

PENINSULA COMMUNITY
TELEVISION COMPANY, INC.

BY: 51 Charles J. Truitt, Jr.
Vice-President.

SAFEGUARDS PROVIDED BY SENATE BILL 2653

FCC will set up engineering standards to protect the subscribers and the public.

CATV will be required to:

- (1) Apply for construction permit.
- (2) List all stockholders and officers and notify FCC within 30 days of any change during the entire life of their operation.
- (3) Estimate reported construction costs based on prices obtained from suppliers and contractors.
- (4) File proof that company is financially able to meet construction costs and operating expenses.
- (5) Describe how project is to be financed.
- (6) File personal financial statement for each individual who is to participate in the financing in any manner whatsoever.
- (7) Show that its operation will be "in the public interest, convenience, and necessity".
- (8) Start construction within certain period of time and complete by specified date.
- (9) After all the above requirements are met, CATV may apply for license.
- (10) Company must file periodically report of any changes in financial structure after it begins operating.
- (11) File Profit and Loss Statement periodically.
- (12) File complete engineering plan for approval by FCC before license is granted.
- (13) CATV will not be permitted to degrade quality of signal of the local TV station.
- (14) Customer complaints will be handled by FCC.
- (15) CATV would be prohibited from duplicating programs of the local television station without the station's consent.

The Council of The City of Salisbury met in regular session at City Hall at 8:00 P.M., Monday, March 14, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the Meeting of February 29, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. A Resolution in tribute to a former member of the City Council, John F. Coulbourn, on the occasion of his death, was offered by Councilman Laws and duly seconded by Councilman Long, and unanimously passed by the Council. (See copy of Resolution attached to Minutes).
4. Mr. E. Dale Adkins, Attorney, appeared before the Council representing the Peninsula Community Television Co., Inc., and again requested that a non-exclusive franchise be granted to the two applicants. He also repeated the offer of his clients to pay one-half of the cost of a survey by a competent engineer to determine which of the two systems will give the public the best reception. He stated that the method proposed by Delmarva Community Antenna Co. is not a satisfactory method of transmission, and that they had not furnished expert testimony to support their contention. He stated that if the Council granted two non-exclusive franchises that they took no responsibility of guaranteeing the type of service the public would receive, nor responsibility as to financial ability. He stated that he knew of no situation where a business has applied for the exclusive use of the streets of Salisbury for the delivery of their product to the exclusion of every other business in the community unless it is subject to some regulation of some other agency, and that the fact that it is over wires is no legal cause for the distinction. He stated that to establish non-competitive rights to be carried on in Salisbury would necessitate specific charter provision, which he did not think was provided in the City's Charter. He stated the reasons for delay in making application for franchise and also stated that he was authorized to deposit with the Council a check payable to The City of Salisbury in the amount of \$5,000.00 as an indication of good faith to proceed with due diligence, and that his client's service would be better than the other applicant's, conditioned by the other applicant putting up such a bond and setting forth such reasonable good faith; and that Mr. Cropper, City Solicitor, be asked to prepare a memo of some sort setting forth what is expected.

Councilman Laws inquired as to what guarantee the City would have if the other applicant is not interested in a non-exclusive franchise that Peninsula will build a CATV system. Mr. Adkins replied that there will be a CATV system in Salisbury, and that if Peninsula were going to be under bond they wanted Delmarva to be under bond.

Mr. Jack Robins, Attorney, of the Delmarva Community Antenna Television Co. stated that in answer to Mr. Adkins' remarks that Mr. Malarkey, who has appeared before the Council in the matter of the system they propose to use, was an expert in the field of CATV, that he has installed a half dozen or more CATV Systems, and that Peninsula's offer for a survey was not accepted because a survey would only take more time, and that his client's knew the system they proposed would work, it had worked other places and would work here; also that had the offer been made six months earlier his client would have gone along with them. He stated that as far as responsibility financially is concerned that there has been

Minutes of Meeting of March 14, 1960

filed with the City satisfactory proof of financial responsibility, and that a bank account has not been opened due to the fact that they did not know whether or not a franchise would be granted, however, money could be deposited in the bank in a matter of hours and there was enough to go around. He stated that of the 750 Catv systems in the United States most of them are operating on exclusive franchises, and that Salisbury cannot support two CATV Systems of which Peninsula was well aware. He asked that the Council grant Delmarva CATV an exclusive franchise for whatever period of time they may see fit.

Mr. Cropper, City Solicitor, advised that he could not say that the City can or cannot grant an exclusive franchise, as he knew of no case granting exclusive franchise, and until such a case is decided he would be making an educational guess and he preferred to make no guess in the matter. He stated that he had expressed his own personal views, which may be right or wrong, and knew of nothing more he could say. He stated, however, that in granting a non-exclusive franchise, it would be a means of the City Council not taking responsibility for one kind of operation, but would leave it up to the people who plan to install the system to prove the worth of their system. He also stated that he must admit that an operation of this kind is going to turn out to be a one operator deal, something in the nature of telephone system, electric service -- sort of a natural monopoly.

Councilman Long stated that if the City granted two franchises we will be side-stepping our duty and suggested that Ordinance No. 797 be introduced for first reading.

5. ORDINANCE NO. 797. AN ORDINANCE of The City of Salisbury granting to Delmarva Community Antenna Corporation, a Maryland Corporation, its successors and assigns, an exclusive Franchise to erect, maintain and operate transmission and distribution facilities and additions thereto in, under, over, along, across and upon the streets, lanes, avenues, alleys, bridges, highways and other public places in the City of Salisbury, Maryland and subsequent additions thereto, for the purpose of transmission by cable and distribution of television impulses and television energy for sale to the inhabitants of said City, and other purposes was introduced for first reading. Councilman Long and Councilman Martin voted for passage of the Ordinance on first-reading and Councilmen Fullbrook and Laws voted against passage of the Ordinance. There being a tie, the President of the Council, Wm. E. Wyatt, Jr., voted for the Ordinance and Ordinance No. 797 was passed for first reading.

Mr. Cropper, City Solicitor, advised that final action on the Ordinance can be made six days after introduction and must be acted on within 90 days, and that it can be amended in any manner after the first reading and before final action.

6. Mr. and Mrs. Alton Brittingham appeared before the Council and requested that the application of the new City policy governing extension of water and sewer be delayed in respect to their property "Hillside Park" which was annexed to the City in 1956. They stated that they had misinterpreted the agreement with the City at the time of the annexation and were under the impression that they had ten years to install water and sewer in the entire area for which they would receive full reimbursement, and therefore requested that an agreement be entered into whereby they would receive full reimbursement for a five year period, and anything not developed or connected to the City water and sewer after the five year period would be subject to existing policy to receive only 50% reimbursement. After discussion Mayor McLernon suggested that the Council consider the proposal and arrive at decision later in the meeting and advise Mr. and Mrs. Brittingham as to decision.

Minutes of Meeting of March 14, 1960

7. Mr. John Downing appeared before the Council and requested that water main be extended down Camden Avenue to the North side of Dogwood Drive, site of New Asbury Methodist Church, and that fire plug be placed in the area, for fire and construction purposes, at the expense of the Church. The City Engineer advised that the fire underwriters have stated that there is not sufficient fire flow in the area and that it was unwise to extend water into the area until the fire flow has been brought up to requirements, and that he felt that no more water mains should be extended in the area until additional capacity needed is installed.

The Executive Secretary stated that the water main extension would not have fire fighting pressure and inquired as to whether or not the insurance company was aware of the fact. Mr. Downing replied that as long as the fire plug is located there they can get the insurance rate. The City Engineer asked the Council to consider that until some distribution mains are in the area that no extensions be made. After discussion the Council concurred in granting permission to extend water main and install fire plug, as requested, on a motion by Councilman Laws and seconded by Councilman Martin, with costs to be borne by the Church.

8. In connection with the above request the Council agreed to accept the City Engineer's recommendation to freeze extension of water mains in the above area until such time as there is sufficient fire flow, on a motion by Councilman Martin and seconded by Councilman Laws.

9. The City Solicitor presented the proposed policy on extension of Municipal services to areas inside and outside the City and reviewed the slight changes which were in wording.

RESOLUTION I -- Extension Municipal Water and Sewer Services to Areas Outside The City of Salisbury, Maryland, was adopted by the Council on a motion by Councilman Long and seconded by Councilman Laws.

RESOLUTION II -- Extension Municipal Services Within The City -- was adopted by the Council on a motion by Councilman Long and seconded by Councilman Martin.

10. The Executive Secretary read a letter from Chandler and Carey dated March 10, 1960 regarding property for which application was made to have annexed, and requesting that annexation of the property be made under regulations of the City's new policy. After much discussion the Council agreed to take the property into the City, without any commitments on the part of the City regarding septic tanks, on a motion by Councilman Martin and seconded by Councilman Laws. The Council requested that the matter be turned over to the City Solicitor to draft a suitable reply to Chandler and Carey's letter.

11. The Executive Secretary asked the Council to arrive at some decision on the proposal of Mr. and Mrs. Alton Brittingham. He reminded the Council that if the policy is delayed as requested it will have to apply equally to all people similarly situated. After discussion the Council agreed that the Brittinghams be advised as to the new City policy and that their request for delay of application to "Hillside Park" could not be done in the public interest.

12. The Executive Secretary presented the following reports for the month of February 1960:

Monthly Report of Dog Control Officer

Minutes of Meeting of March 14, 1960

Fire Marshal's Report
Consolidated Monthly Report of Police Dept.
Monthly Report Sewage Treatment Plant
Report of Incinerator Operation
Building and Plumbing Inspectors' Reports
Report of Fire Dept.
Report of Ambulance Service

13. The Executive Secretary read a letter from Michie City Publications regarding the codification of the City's laws, advising that the galley proofs would soon be received for proof reading before final printing.
14. The Executive Secretary read a letter from the Planning Director regarding consultant for sewer, water and storm drains planning program at estimated cost of \$900.00 to be paid from Planning funds, and requesting approval. After discussion the Council agreed that there was no objection to this expenditure from the Planning Budget.
15. The Executive Secretary reported that the annual report on the operation of the Bus Line had been forwarded to the Public Service Commission.
16. The Executive Secretary presented report on the cost of snow removal operation - a total cost of \$7,247.26.
17. The Executive Secretary advised that the Report of Audit had been received and was ready for distribution.
18. The Council concurred in meeting in special session on Wednesday, March 23, 1960, at 8:00 P.M. for the purpose of second and final reading of Ordinance No. 797. The President of the Council stated that before the Ordinance is presented for final reading that there were some amendments he would suggest be made.
19. The meeting adjourned at 11:30 on motion by Councilman n Long and seconded by Councilman Laws.

March 23, 1960

Date

W. E. M. Smith Jr.

President of The Council

Josephine M. Trumblefield
Clerk

OW 2m 3/14/60

RESOLUTION I

EXTENSION MUNICIPAL WATER AND SEWER SERVICES TO AREAS
OUTSIDE THE CITY OF SALISBURY, MARYLAND

WHEREAS, The City of Salisbury, Maryland considers annexation of selected areas to be essential to the orderly development and adequate servicing of the metropolitan Salisbury community; and,

WHEREAS, It is the desire of the City of Salisbury to establish a general policy setting forth the conditions under which the City will consider annexation and approve the extension of water and sewer services to areas presently beyond the City limits.

NOW, THEREFORE, BE IT RESOLVED: That the following general policy is hereby approved and adopted.

I. The City will permit its water and sewer services to be extended into areas presently outside the City limits, only on the following basis:

A. TO THOSE AREAS THAT HAVE APPLIED FOR AND HAVE BEEN
ACCEPTED FOR ANNEXATION TO THE CITY.

1. Services will be provided in accordance with policies which the City may establish from time to time, relating to new subdivisions in the City, and the development of areas that may be subsequently annexed.

B. TO THOSE AREAS THAT HAVE APPLIED FOR ANNEXATION
AND HAVE NOT BEEN ACCEPTED:

1. Service may be received by appropriate agreement following application by a duly authorized government agency.

2. Service may be received by a private developer or property owner where the using party will stand the total cost of installing water mains and sanitary sewers which shall be the sole property of the City.

C. TO SERVE SPECIAL GOVERNMENT, RELIGIOUS OR OTHER NON TAXABLE PUBLIC BUILDINGS, PROPERTIES OR ACTIVITIES WHERE THE USING AGENCY WILL STAND THE TOTAL COST OF INSTALLING WATER MAINS AND SANITARY SEWERS WHICH SHALL BE THE SOLE PROPERTY OF THE CITY.

W.E.M. 3/1/60

R E S O L U T I O N *II*

EXTENSION MUNICIPAL SERVICES WITHIN THE CITY OF
SALISBURY, MARYLAND

WHEREAS, It is the desire of the City of Salisbury, Maryland, to establish a policy setting forth the conditions under which the City will approve the extension of water, sewer and/or other municipal services to areas which are not now served and which are presently within the City limits and those areas which at some future date may be annexed to the City; and,

WHEREAS, It is the desire of the City to assess a share of the cost of providing these services to the property owners or developers requiring them.

NOW, THEREFORE, BE IT RESOLVED: That the following general policy is hereby approved and adopted:

I. The City will extend water, sewer and/or other municipal services on the following basis:

A. FOR THE DEVELOPMENT OF AREAS WHICH ARE NOW WITHIN THE CITY AND WHICH ARE NOW SUBDIVIDED AND FACING UPON STREETS WHICH ARE NOW OPEN TO TRAFFIC AND MAINTAINED BY THE CITY. (The attached map titled "Streets Maintained By Salisbury" January 1, 1960 will be used.)

1. For those projects which have been approved by the City, the property owner or developer will place with the City a deposit equal to the Engineer's estimate of his share of the cost of the improvement and in accordance with the following Schedule "A".

SCHEDULE "A"

<u>Service Desired</u>	<u>Share of Cost</u>	
	<u>City</u>	<u>Property Owner</u>
Water and Sewer Mains 8" Diameter and Smaller	50%	50%
All Water and Sewer Main Costs Greater Than That Required for 8" Diameter Water and Sewer Mains.	100%	---
Special Structures - Lift Stations, Pumping Stations, Elevated Storage Tanks, etc.	100%	---
Curb and Gutter	50%	50%
Sidewalks	---	100%
Street Construction	100%	---

If the current budget does not carry sufficient funds to permit the City to proceed with the work promptly, then the project will be deferred until such time as adequate funds are made available.

If the property owner or developer desires to proceed without this delay he may place with the City an additional deposit equal to the City's share and the project will proceed.

Appropriate refund without interest will be made by the City from the earliest available fund provided for this purpose but in no case later than eighteen (18) months after completion of the various elements of development for which refund is claimed.

2. The City, may, at its option, proceed with the construction of various services required at its entire initial cost, and may assess the abutting properties

for their share of the cost in accordance with the provisions of Schedule "A" pursuant to the provisions of the City Charter.

B. IN ALL AREAS WITHIN THE CITY REQUIRING SERVICES WHICH ARE NOT PRESENTLY SUBDIVIDED AND ALL OTHER AREAS NOT SPECIFICALLY PROVIDED FOR IN SECTION A OF THIS RESOLUTION THE FOLLOWING CONDITIONS WILL APPLY.

1. For those projects which have been approved by the City the property owner or developer will place with the City a deposit equal to the Engineer's estimate of his share of cost of the improvement in accordance with the following Schedule "B".

SCHEDULE "B"

<u>Service Desired</u>	<u>Share of Cost</u>	
	<u>City</u>	<u>Property Owner</u>
Water and Sewer Mains 8" Diameter and Smaller (within the subdivision or development area).	---	100%
All Water and Sewer Main Costs Greater than that Required for 8" Diameter Water and Sewer Mains (within the subdivision or development area).	100%	---
Special Structures - Lift Stations, Pumping Stations, Elevated Storage Tanks.	100%	---
Curb and Gutter	50%	50%
Sidewalks	---	100%
Grading, Draining, Stabilizing Streets (within the subdivision or development area).	---	100%
Surfacing of Streets (within the subdivision or development area).*	100%	---

* The City will provide this service at a time consistent with its financial ability to do so and only after there has been substantial construction along the new street to justify this expense. If the property owner or developer wishes to have a surfaced street prior to this time then the City will place surfacing at total cost of property owner.

If the current budget does not carry sufficient funds to permit the City to proceed with the work promptly, then the project will be deferred until such time as adequate funds are made available.

If the property owner or developer desires to proceed without this delay he may place with the City an additional deposit equal to the City's share and the project will proceed.

Appropriate refund without interest will be made by the City from the earliest available fund provided for this purpose, but in no case later than eighteen (18) months after completion of the various elements for which refund is claimed.

2. The City, may, at its option, proceed with the construction of various services required at its entire initial cost and may assess the abutting properties for their share of the cost in accordance with the provisions of Schedule "B", pursuant to the provisions of the City Charter.

II. WHERE IN THE OPINION OF THE CITY THE COST OF PROVIDING

WATER AND SEWER MAINS AND OTHER STRUCTURES AND SERVICES ON THE
TERMS STATED ABOVE IS NOT ECONOMICALLY JUSTIFIED THE CITY MAY
PERMIT THE DEVELOPER TO PROCEED AT HIS SOLE COST WITH OWNERSHIP
OF THE FACILITY TO BE VESTED IN THE CITY OR MAY NEGOTIATE A MORE
EQUITABLE AGREEMENT FOR PROVIDING THE DESIRED SERVICE.

The Council of The City of Salisbury met in special session at the City Hall at 8 P.M., Wednesday, March 23, 1960. The following were present: President of the Council William E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer, reading of the
2. The minutes of the Meeting of March 14, was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. The Executive Secretary reported on the matter of the Urban Service Commission and the City providing services to the Urban Service District, Riverside District. He stated that the Commission had prepared a proposed agreement which he and the City Solicitor and the City Engineer had gone over and made a number of changes and returned to the Urban Service Commission, and that the proposed agreement was agreeable to the Urban Service Commission. He read the third draft of the memorandum agreement and asked the Council to give the matter some thought before authorizing the Mayor to act on it. He stated that if additional information was desired, regarding cost item particularly, that Mr. Cooper, City Engineer, is prepared to furnish detailed information.
4. The President of the Council invited those present, who were concerned with franchise for CATV, to present anything new they might have in the matter.

Mr. Jack Robins, representing Delmarva CATV, stated that there was nothing new to say, that his group was there to answer any questions.

Mr. Dale Adkins, representing Peninsula CATV, stated that the only new factor, since it has been argued and stated in the press that two franchises would mean it was financially unfeasible in Salisbury, was that there are some 20 odd towns in the Country where there are at least two and as many as four systems in operation, which have been operated as early as 1950 and are operating successfully. He presented a list of communities with multiple CATV systems (See list attached to Minutes).

Councilman Long gave a brief resume of proceedings since the first application for a franchise for CATV, September 14, 1959, and asked that the Council proceed with the proposed amendments to Ordinance No. 797.

Councilman Fullbrook stated that he was glad to see Mr. Malarkey present, as he felt that he would be able to answer some of the questions posed which would help to bring the matter to conclusion. He asked to whom a franchise would be granted, in the event the Council would grant an exclusive franchise to Delmarva, and also who the Corporation was. He asked who is going to control the corporation and stated that the financial statement submitted was of no value.

Mr. Robins advised that the officers of the Delmarva Corporation were: Mr. Doyle, President, Mrs. Doyle, Vice President, Mr. Malarkey, Treasurer, and himself, Mr. Robins, Secretary.

Mr. Malarkey stated that he felt the record should be straightened out and answered questions posed by Councilman Fullbrook and explained that the financial statement submitted was true and correct.

5. Councilman Laws introduced motion that Ordinance No. 797 be amended to read "NON-EXCLUSIVE Franchise by any method," which was duly seconded by Councilman Fullbrook, Councilman Long and Councilman Martin voted in the negative. In the case of the tie vote the President of the Council, Wm. E. Wyatt, Jr., voted in the negative and the motion was defeated.

6. After much discussion the following amendments to Ordinance No. 797 were adopted:

On motion made by Councilman Long and seconded by Councilman Laws and duly adopted it was resolved that Ordinance No. 797 be amended by adding the following provision to Section 17:

"In the event that any proceeding is instituted in any Court having jurisdiction to determine the legality of any provision of this Ordinance, then Grantee, by the acceptance hereof, agrees, at its sole cost and expense, to defend the legality of such provision or provisions. Should the Grantee fail to undertake such defense, then the Council may, at its sole election, declare the franchise hereby granted to be void and of no effect."

On motion made by Councilman Martin and seconded by Councilman Long and duly adopted it was resolved that Ordinance No. 797 be amended by adding the following provision to Section 12:

"That Grantee shall maintain its service in accordance with such reasonable standards regarding uniformity of transmission, noise levels, and channel signal voltages as the Council shall, from time to time, establish. For the purpose of implementing the terms of this Section the Grantee shall provide, without charge, adequate test equipment to perform periodic tests to determine whether such standards are being complied with and shall cooperate with the City or its officials representatives in conducting such tests. The Grantee agrees to pay such reasonable fees for such tests and for installation inspections as the Council may from time to time establish."

On motion made by Councilman Martin and seconded by Councilman Long and duly adopted it was resolved that a new section be added to Ordinance No. 797, to be known as Section 19 and to provide as follows:

"Section 19. The Grantee shall pay to the City, during the life of said license and at the times hereinafter specified, a sum equal to the two percent (2%) of the gross annual receipts of Grantee arising from the sale of antenna service to customers within the corporate limits of the City of Salisbury, a municipal corporation, provided, however, that only regular periodical service charges, not including any state or federal taxes levied upon such service, shall be considered in computing said sum and that original installation charges, reconnection charges, and charges made for inspection, repair, replacement or modification of installation shall not be considered in computing said sum. The Grantee shall file with the Treasurer of the City of Salisbury, within ninety (90) days after expiration of any calendar year during which this license is in force, a verified statement showing in appropriate detail the total gross receipts of Grantee during the preceding calendar year derived from the sale of antenna service to customers within the corporate limits of said City. It shall be the duty of Grantee to pay to the City of Salisbury, within fifteen (15) days after the time

for filing such statements, the specified sum for the calendar year covered by such statement. Any neglect, refusal or omission by Grantee to file such statement or to pay such sum at the times and in the manner hereinabove provided shall be grounds for the declaration of a forfeiture of this Franchise, and of all rights hereunder."

On motion by Councilman Long and seconded by Councilman Martin and duly adopted it was resolved that Section 8 of Ordinance No. 797 be amended as to read as follows:

"Section 8. The connection rate to be charged by the Grantee to a subscriber to the service is hereby fixed at a sum not to exceed \$35.00 for the installation of the cable into the premises of the subscriber and the service and maintenance charge shall not exceed the sum of \$5.00 per month."

On motion by Councilman Martin and seconded by Councilman Long and duly adopted it was resolved that Ordinance No. 797 be amended by inserting the words "The residents of" immediately in front of the words "The City of Salisbury." in Section 13.

On motion by Councilman Martin and seconded by Councilman Long and duly adopted it was resolved that Ordinance No. 797 be amended so as to reduce the term of the Franchise from ten (10) to five (5) years by making appropriate changes in Section 1 and Section 18 thereof.

Ordinance No. 797, as amended. AN ORDINANCE Of The City of Salisbury granting to Delmarva Community Antenna Corporation, a Maryland Corporation, its successors and assigns, an exclusive Franchise to erect, maintain and operate transmission and distribution facilities and additions thereto in, under, over, along, across and upon the streets, lanes, avenues, alleys, bridges, highways and other public places in the City of Salisbury, Maryland and subsequent additions thereto, for the purpose of transmission by cable and distribution of television impulses and television energy for sale to the inhabitants of said City, and other purposes, was duly adopted on second and final reading on motion by Councilman Long and seconded by Councilman Martin; Councilman Martin and Long and Council President, Wm. E. Wyatt, Jr., voting in the affirmative and Councilmen Laws and Fullbrook voting in the negative. It was RESOLVED that Ordinance No. 797, as amended, be adopted.

8. The Executive Secretary presented request for Council approval of execution of agreement by the Mayor for the purchase of the Willie Cantwell Property, as right of way for new street, Parcels 3, 4, & 5, Drawing 4-R-60-11, 3-22-60, for the sum of \$2,730.00. He stated that this was a reasonable price and at the appraiser's figure. The Council authorized that agreement be executed by the Mayor and the property purchased for the stated amount on a motion by Councilman Martin and seconded by Councilman Long.

9. Ordinance No. 798 AN ORDINANCE of The City of Salisbury proposing the annexation of a certain area of land situated adjacent to and binding upon the northeasterly corporate limits of the City of Salisbury, containing 31.20 acres of land and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Salisbury was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Martin.

10.

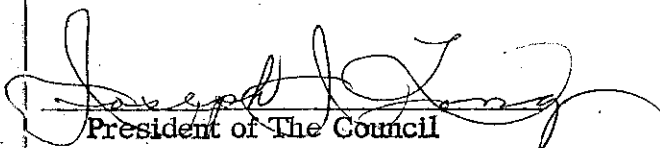
Ordinance No. 799 AN ORDINANCE of The City of Salisbury providing for comprehensive regulations governing plumbing installation, including alterations, repairs, equipment, appliances, fixtures, fittings and/ or appurtenances thereto, within The City, or when connected to City water or sewage systems; prescribing penalties for violations of its provisions; to be known as The Plumbing Code of Salisbury; and repealing inconsistent ordinances, particularly Ordinance No. 332 of The City of Salisbury dealing with the same subjects, was introduced and duly passed for first reading on a motion by Councilman Martin and seconded by Councilman Laws.

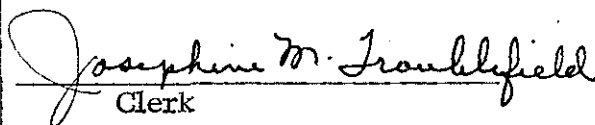
11. The Executive Secretary reported to the Council in the matter of the Dashiell Property necessary for requirements at Harmon Field. He read communications to and from J. Roland Dashiell and stated that their offer to sell the property to the City for \$12,000.00 was entirely too much, as it was appraised at \$4,837.00 and assessed for tax purposes at \$1,750.00, and that he had reasoned that a sound value would have been about \$5,000.00. He requested that the City Solicitor be authorized to write a letter to J. Roland Dashiell making an offer of \$6,000. for the property and indicate that if that is not acceptable the City will have to condemn. The Council authorized that the City Solicitor write such a letter to J. Roland Dashiell on a motion by Councilman Long and seconded by Councilman Martin.

12. The meeting adjourned at 10:35 P.M. on a motion by Councilman Long and seconded by Councilman Martin.

March 28, 1960

Date


President of The Council


Clerk

COMMUNITIES WITH MULTIPLE CATV SYSTEMS

	SUBSCRIBERS	STARTED	POPULATION
Ukiah, California	2,100	1952	8,237
	2,000	1957	
Kamiah, Idaho	360	1950	?
	-150	1954	
Pineville, Kentucky	260	1954	3,890
	-150	1954	
Lonsconing, Maryland	236	1954	2,426
	620	1954	
Iron Mountain, Michigan	800	1955	9,679
	-150	----	
Corning, New York	684	1956	17,684
	2,800	1954	
Ellenville, New York	1,700	1957	4,225
	100	1959	
Hornell, New York	2,800	1951	15,049
	-150	----	
Sentinel, Ohio	-----	----	?
	-----	----	
Pendleton, Oregon	3,000	1954	11,774
	-150	----	
Bradford, Pennsylvania	3,600	1954	17,354
	135	1953	
Johnsonburg, Pennsylvania	1,200	1958	4,567
	1,160	1953	
<u>Mehanoy City, Pennsylvania</u>	15,350	1950	10,934
	920	1950	
<u>Plymouth, Pennsylvania</u>	400	1953	13,021
	400	1952	

COMMUNITIES WITH MULTIPLE CATV SYSTEMS

Page 2

	SUBSCRIBERS	STARTED	POPULATION
Pottsville, Pennsylvania	5,240	1951	23,640
	1,100	1951	
Shamokin, Pennsylvania	4,200	1951	16,879
	2,800	1951	
Titusville, Pennsylvania	125	1953	8,923
	1,425	1953	
Warren, Pennsylvania	200	1953	14,849
	3,200	1953	
	2,200	1956	
	250	1957	
Williamsport, Pennsylvania	3,000	1952	45,047
	2,500	1952	
	8,500	1952	
	-150	1954	
Springfield, Vermont	1,633	1953	9,190
	-150	1952	



OFFICE OF THE MAYOR

BOYD E. McLERNON
Mayor

ERNEST L. McLENDON
Executive Secretary

MARYLAND

MEMORIAL RESOLUTION
ADOPTED BY THE MAYOR AND CITY COUNCIL
MARCH 14, 1960.

WHEREAS:

It has come to the attention of the City Council the passing of a former City Councilman of Salisbury, the Honorable John F. Coulbourne, and

WHEREAS:

He served with great distinction as a Councilman from 1926 to 1928 and as President of the Council from 1928 to 1930, and

WHEREAS:

It is appropriate to pay respect to the bereaved widow and his family,

BE IT RESOLVED,

that The Mayor and City Council of Salisbury, Maryland note with sincere regret the recent passing of the Honorable John F. Coulbourne, former member of the City Council, and

BE IT FURTHER RESOLVED, that words of sympathy be extended to the widow and other members of the family of the late John F. Coulbourne; and that a copy of this Resolution be sent to the widow of the aforesaid, Mrs. John F. Coulbourne of 118 West Locust Street, Salisbury, Maryland.

Mayor

President of The Council

Member

Member

The Council of The City of Salisbury met in regular session at the City Hall at 8 P.M., Monday, March 28, 1960. The following were present: Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. Councilman Joseph J. Long was elected President pro tem on a motion by Councilman Laws and seconded by Councilman Martin.
2. The meeting was opened by repeating The Lord's Prayer.
3. The reading of the Minutes of the meeting of March 23, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Martin.
4. Mayor McLernon read a letter from Peninsula Community Television Company, Inc. addressed to the Mayor and Council requesting that they be advised at an early date as to when the City will be free to consider application from them for franchise for antenna television service. Mr. Victor Laws, Attorney, was present and explained that the purpose of the letter was to have their request formally in the records by a formal reply for their court test of the validity of Ordinance No. 797. After discussion the Council requested that a formal reply to the letter, as requested, be made by the City Solicitor, on a motion by Councilman Martin and seconded by Councilman Laws.
5. Mr. Norris Twilley and Mr. Harley Davis appeared before the Council in the matter of parking meters in front of the Wicomico Liquor Dispensary on East Main Street. Mr. Twilley stated that they were never formally notified as to the rate of the parking meters in front of the Dispensary being five cents for twelve minutes and that they preferred the rate to be twelve minutes for one cent, as their customers were opposed to five cents for twelve minutes. The Executive Secretary advised that the meters - five cents for thirty minutes were ready to be erected in accordance with the decision of the Council, at that location; and that the penny meters were constantly getting out of order and that he could see no reason why the meters at this location should be different from others in the block for use by other businesses. Mr. Twilley states that their biggest problem is from 6 P.M. on when people are going to the theatre across the street. After discussion the Council concurred in leaving the meters as formerly decided, 5¢ for thirty minutes, with an extension of time of enforcement to 10 P.M., on a motion by Councilman Laws and seconded by Councilman Martin.
6. The Executive Secretary presented request from Public Works Dept. for Council approval of salary for George Boles, Operator at Sewage Treatment Plant, \$59.00 per week, effective March 30, 1960. Council approved salary as requested on a motion by Councilman Laws and seconded by Councilman Martin.
7. The Executive Secretary reported on the meeting held at the Civic Center on Thursday, March 24, 1960 on the deepening of the river channel.
8. The Executive Secretary discussed the matter of the City's contribution toward Christmas decorations and suggested that a letter be sent to the Chamber of Commerce regarding the matter. The Council agreed that the letter be written as suggested.

9. The Executive Secretary requested that decision be made by the Council in the matter of weekly and annual employees for payroll purposes. After discussion it was decided that all employees be considered weekly workers at rates of pay per week now being paid, and when there are 53 pay days in any year provision will be made in the budget for that number of pay days.

10. The meeting adjourned at 9:45 P.M. on a motion by Councilman Martin and seconded by Councilman Laws.

April 11, 1960
Date

ONE WISE

President of The Council

Joseph M. Trumblefield
Clerk

PENINSULA COMMUNITY TELEVISION COMPANY, INC.
North Salisbury Boulevard
Salisbury, Maryland

March 25, 1960

To The Mayor and Council
of the City of Salisbury
City Hall
Salisbury, Maryland

Gentlemen:

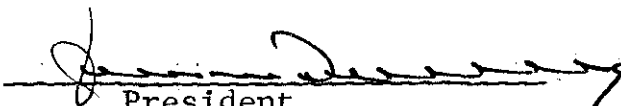
On February 29, 1960, the undersigned made application to you for a non-exclusive franchise to render community antenna television service within the corporate limits of the City of Salisbury, but on March 23, 1960, the Council, by a 3-to-2 vote, enacted Ordinance No. 797 granting an exclusive franchise for such service within the City to the rival applicant, Delmarva Community Antenna Corporation. We are advised that a motion to amend said Ordinance to authorize one or more non-exclusive franchises was defeated on March 23, 1960 by a 3-to-2 vote.

As you know, the undersigned has sought and still seeks the right to compete with Delmarva Community Antenna Corporation in furnishing community antenna service in Salisbury. Accordingly, the undersigned hereby requests the Council to adopt, and the Mayor to approve, an ordinance identical to Ordinance No. 797, except that the grantee thereof shall be the undersigned corporation and provide for a non-exclusive franchise.

If you are unable, because said Ordinance No. 797 amounts to a contract with or commitment to Delmarva Community Antenna Corporation, to grant our request above set forth, then please advise us of the earliest date on which the City of Salisbury, through its Mayor and Council, will be free of such contract or commitment and free to entertain our application for a franchise which would permit the undersigned to compete with Delmarva Community Antenna Corporation in rendering this service within the corporate limits of the City of Salisbury.

Very truly yours,

PENINSULA COMMUNITY TELEVISION
COMPANY, INC.

By: 
President

The Council of The City of Salisbury met in regular session at the City Hall at 8 P.M., Monday, April 11, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws, and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the Meeting of March 28, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Fullbrook.
3. Mrs. Burkett, teacher East Salisbury School, and twelve members of her Sixth Grade Class and one parent were present to observe the Council Meeting. Mayor McLernon welcomed the group and introduced the City Officials and explained their duties.
4. Mayor McLernon read a letter from the Chairman of the Board of Supervisors of Elections, dated April 8, 1960, reporting party affiliation of registered voters following registration and revision of the election books. (See letter attached to Minutes).
5. The Executive Secretary read a letter from Delmarva Community Antenna Corp., dated April 11, 1960, addressed to the Mayor and Council advising acceptance of terms contained in Ordinance No. 797 as set forth in Section 18. (See letter attached to Minutes).
6. The Executive Secretary reported that bids had been received as follows:

SM-1-60 - Curb, Gutter and Sidewalk Construction

One bid received - Paul V. Downing, Inc., - \$25,649.00

The Executive Secretary advised that the bid had been reviewed by the Dept. of Public Works and considered a fair bid, and he recommended that the bid be accepted. Council authorized that award of contract be made as recommended on a motion by Councilman Long and seconded by Councilman Martin.

SM-2-60 - Surface Treatment - Bituminous Paving (Items 1. and 2.)

Delmarva Asphalt Co., Seaford, Del.	27,300.00
Hannaman-Burroughs Co., Salisbury, Md.	30,470.00

The Executive Secretary advised that the bids had been reviewed by the Dept. of Public Works, and he recommended that the low bid of Delmarva Asphalt Co., in the amount of \$27,300.00 be accepted. Council authorized that award of contract be made to the low bidder as recommended on a motion by Councilman Long and seconded by Councilman Laws.

8-60-W - Painting of Water Tanks - Edgemore Ave., - College Ave.

Leroy S. Lapp, Parkesburg, Pa.	4,680.00
Valley Structural Painters, Inc., Harrisonburg, Va.	6,700.00
J. J. Sirianni, Trenton, N. J.	6,930.00
Milton Painting Co., Washington, D. C.	7,358.00
George Elliott, Salisbury, Md.	7,733.00
Seaboard Painting Contractors	8,235.00
K. Kessler Co., Inc.	10,390.00

Minutes of Meeting of April 18, 1960

Universal Construction Co., Indianapolis, Ind. \$12,800.00*

The Executive Secretary advised that the bids had been reviewed by the Dept. Public Works, and he recommended that the low bid of Leroy S. Lapp in the amount of \$4,680.00 be accepted. Council authorized award of contract to the low bidder as recommended on a motion by Councilman Long and seconded by Councilman Laws.

7. The City Engineer reported for Council information that within about thirty days the new Riverside Drive would be paved and he outlined a proposed plan of traffic control which he would like to put into effect as soon as traffic signal equipment is installed, and stated also that he would like to have approval of the proposal within two weeks for at least a 30-day trial period of the plan. Chief Chatham stated that he would like to see the plan tried out.

8. The City Solicitor reported in the matter of the Steffens - Causey Property between Pennsylvania Avenue and Federal Street, which the Council previously passed a resolution to acquire (two lots at \$2,000. each) and which the City Engineer feels is needed. After discussion the Council concurred in the purchase of the Steffens-Causey Property for right of way between Pennsylvania Ave. and Federal St. in the amount of \$4,000.00 to be paid for by the issuance of a three percent (3%) note, on a motion by Councilman Long and seconded by Councilman Fullbrook.

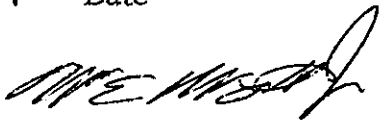
9. There was no one present to discuss the proposed Plumbing Code - Ordinance No. 799, and action on the Ordinance No. 799 was deferred until later meeting.

10. The President of the Council announced that the next meeting of the Council would be held at 8 P.M., Monday, April 18, 1960.

11. Councilman Fullbrook suggested that a new American Flag be purchased to replace the 48-Star Flag now in the Council Chamber.

12. The meeting adjourned at 8:50 on a motion by Councilman Long and seconded by Councilman Laws.

April 18, 1960
Date



President of The Council

Josephine M. Traubfeld
Clerk



MARYLAND

April 8, 1960

The Mayor and Council,
City of Salisbury,
Salisbury, Maryland.

Gentlemen:-

The Board of Supervisors of Elections is required, following registration and revision of the Election Books, to advise the Mayor and Council regarding totals, party affiliation, etc.

My examination of the books indicates the following:

Precinct Number	Dem.	Rep.	Ind.	Dec.	Total
Parsons No. 1	272	126	3	0	401
Parsons No. 2	455	129	4	0	588
Parsons No. 3	440	82	3	0	525
	<u>1,167</u>	<u>337</u>	<u>10</u>	<u>0</u>	<u>1,514</u>
Salisbury #1	428	185	4	0	617
Salisbury #2	213	233	1	0	447
	<u>641</u>	<u>418</u>	<u>5</u>	<u>0</u>	<u>1,064</u>
Camden #1	479	178	2	1	660
Camden #2	637	191	4	0	832
Camden #3	506	153	4	1	664
	<u>1,622</u>	<u>522</u>	<u>10</u>	<u>2</u>	<u>2,156</u>
Total Democratic registration	3,430				
Total Republican registration	1,277				
Total Independent registration	25				
Total Declined registration	2				
TOTAL REGISTRATION	4,734				

Respectfully submitted,

Alfred T. Truitt
ALFRED T. TRUITT, Chairman.

RECEIVED

APR 11 1960

CITY OF SALISBURY
OFFICE OF MAYOR

Salisbury, Maryland
April 11, 1960

Mayor and Council of Salisbury
City Hall
Salisbury, Maryland

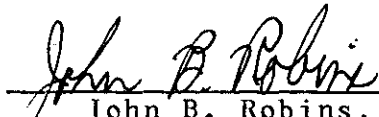
Gentlemen:

In conformity to a resolution unanimously adopted by the stockholders of Delmarva Community Antenna Corporation, a Maryland corporation, at a special meeting held at the law offices of Robins and Robins, 130 East Main Street, Salisbury, Maryland, on Monday, April 11th, 1960, this is to advise that Delmarva Community Antenna Corporation, a Maryland corporation, hereby accepts the terms contained in Ordinance No. 797 of the City of Salisbury pursuant to the requirement of acceptance as set forth in Section 18 thereof.

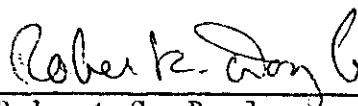
Yours truly,

ATTESTED BY:

DELMARVA COMMUNITY ANTENNA
CORPORATION



John B. Robins,
Secretary

By: 

Robert C. Doyle,
President

RECEIVED

APR 11 1960

CITY OF SALISBURY
OFFICE OF MAYOR

The Council of The City of Salisbury met in special session at the City Hall at 8 P.M., Monday, April 18, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the Meeting of April 11, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Martin.
3. The Executive Secretary reported that the Tidewater Oil Company had notified by telephone that the City's offer of \$38,000. for their Camden Street Property was acceptable and he requested Council authorization to acquire the property. He stated that the acquisition of the property could be financed the same as the Bush Street Property - a cash payment of approximately \$30,000. appropriated in the General Fund for acquisition and development of parking lots and the remainder of approximately \$8,000. from the Parking District Fund; the General Fund to be reimbursed later for whatever part is paid from the General Fund from the Parking District Fund. Council authorized that the Tidewater Oil Company Property on Camden Street be acquired, as proposed by the Executive Secretary, on a motion by Councilman Fullbrook and seconded by Councilman Martin.
4. The Executive Secretary reported that bids had been received on Bituminous Paving (Black Top) Contract SM-3-60, on April 15, 1960 as follows:

Bituminous Construction Co.,	\$21,900.00
Standard Bitulithic Co.	19,710.00

The Executive Secretary stated that the bids had been reviewed by the Department of Public Works and he recommended that the low bid of Standard Bitulithic Co., in the amount of \$19,710.00 be accepted. The Council authorized that contract be awarded to the low bidder as recommended, on a motion by Councilman Long and seconded by Councilman Martin.

5. The Executive Secretary read a letter from the State Roads Commission, dated April 11, 1960, addressed to the Mayor and Council, advising that contract for work on Route 50 will be awarded on August 7, 1960, and to give sufficient notice in order for the City to remove materials from the right of way to be conveyed by the City. He stated that this presents the problem of getting the two large quonset buildings out of the way at the City Yard, which buildings are presently being used for motor repair shop, traffic Dept. Sign Shop and vehicle storage.
6. The Executive Secretary read a letter from the County Commissioners, dated April 13, 1960, addressed to Mayor McLernon, advising that their Board had appointed John W. Aydelotte, as a member of the Wicomico County Planning and Zoning Commission to fill the vacancy caused by the resignation of Mr. Edgar Williams (term of February 28, 1960 - February 28, 1965). The Executive Secretary stated that Mayor McLernon proposed to appoint Mr. Aydelotte to that position and requested Council concurrence in the appointment. The Council concurred in the appointment on a motion by Councilman Laws and seconded by Councilman Long.

Minutes of Meeting of April 18, 1960

7. The Executive Secretary presented the following reports for the Month of March 1960:

Police Dept. Report of Parking Tickets Issued.

Police Dept. Consolidated Monthly Report.

Fire Marshal's Report of Activities.

8. The Executive Secretary presented request from the Public Works Dept. for Council approval of salaries as follows:

Charles J. Wood, Pipefitter, Metering Crew, Salary \$55.00 per week, effective April 18, 1960.

George Miller, Laborer, Metering Crew, Salary \$52.00 per week, effective April 12, 1960.

Council approved salaries as requested on a motion by Councilman Laws and seconded by Councilman Martin.

9. The City Solicitor stated that in the matter of the pending suits whereby Peninsula Community Television Co. seeks injunction to prevent Delmarva Community Antenna Television Co. from exercising franchise, and also seeks to compel the City to give franchise to Peninsula, since the members of the City government have been sued individually he would like to be instructed by the members of the City government to represent them, and that he would try to get individual members off of this suit and the suit against the City of Salisbury in its corporate position instead. After discussion the Council requested that Mr. Cropper, the City Solicitor, represent the individual members of the City government in this matter at the scheduled hearing on April 21, 1960, on a motion by Councilman Long and seconded by Councilman Martin.

10. The City Engineer presented the matter of a proposal to convert an old existing building on West Road at W. Isabella Street into a small launderette by the addition of a 19 ft. building, making the building 46 ft. long and 27 ft. wide with a distance of 4-ft-9 in. from the right of way of a busy intersection. He advised that the matter had been brought before the Board of Zoning Appeals to secure permit on a hardship basis, and that the City had no choice but to permit them to use the 27 ft. wide building as a non-conforming use. He stated that the Board of Zoning Appeals had advised that effort be made to try to have the property owner relocate a similar size building on this lot, however, the problem is that the owner does not want to pay the cost of moving the building and the City cannot compel them to do so. He stated that it would be in the public interest if the building were removed and the width of the right of way improved at this busy intersection; and that he had two estimates on the old building - (Jimmy Williams \$1,822.00 and the Building Inspector estimated between \$1,500 and \$16,00.). The City Solicitor advised that there appears to be a real need of improving the side distance at this location to improve traffic situation and justifies the expenditure. After discussion the Council concurred in deferring the matter for further consideration.

11. Councilman Martin advised that his recent proposal on Brown Street had not relieved the problem and suggested that the north side of Brown Street (the Firehouse side) be made "No Parking" all the way down to the railroad and that the yellow line be moved up to store property.

Minutes of Meeting of April 18, 1960.

12. Councilman Martin reported that he had received an inquiry as to charge for ambulance service for an injured fireman from a neighboring community, and asked what City policy was in such cases. After discussion the Executive Secretary stated that it would be his recommendation that the inquiry be answered by advising that if the fireman is not covered by insurance of his Fire Company, and if the family cannot afford to pay the ambulance charge, the City will refund the amount paid.

13. The meeting adjourned at 9:10 P.M. on a motion by Councilman Long and seconded by Councilman Martin.

May 2, 1960
Date

W. E. Wyatt Jr.
President of The Council

Josephine M. Troublefield
Clerk

The Council of The City of Salisbury met in special session at the City Hall at 8:00 P.M., Monday, May 2, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.

2. The reading of the Minutes of the Meeting of April 18, 1960 was dispensed with on a motion by Councilman Fullbrook and seconded by Councilman Martin.

3. Mayor McLernon presented matter of financing storm water drain for alleys, and stated that request for assistance had been made, and this was not in accord with the present City Policy. He asked the Council whether or not they wished to consider the matter as policy or on merits of specific cases. In this connection the Executive Secretary stated that it has not been the City's policy to spend money on alleys, that perhaps there had been some cases where the City had spread some borrow or had done some scraping with City forces and equipment. He stated that the particular case concerns an alley between North and Middle Boulevards, arising out of the fact that the lots are low and is actually a lot draining problem. He read a memorandum dated April 7, 1960 addressed to the Mayor on the subject, which stated that Mr. Cooper, City Engineer, had recommended that the Council adopt the policy of one-half of the expense of paving or storm water drain in alleys be borne by the City and the other half to be borne by the property owner. The Executive Secretary asked for decision from the Council as to whether to continue with present policy of not spending public funds for paving or maintaining alleys or to depart from it. After discussion the Council resolved that the present policy of not paving or doing storm water drain in alleys at the City's expense would be continued, on a motion by Councilman Martin and seconded by Councilman Laws.

4. Mayor McLernon stated that it would be desirable to take a field trip to a number of sites which he would like the Council to look over and suggested that the Council meet at the City Hall at 5:30 P.M. Monday, May 9, 1960 to visit the various sites, after which they would have dinner and come back to City Hall by 8 P.M. for the regular meeting. The Council concurred in meeting as suggested by Mayor McLernon.

5. The Executive Secretary presented the matter of acquiring the Roland Dashiell Property on Carroll Street for Harmon Field extension. He stated that the City Solicitor had written two letters to J. Roland Dashiell and Sons and received a reply to one letter. He stated that the City Solicitor had been authorized by the Council to make an offer of \$6,000.00 for the property and to advise that if the offer were rejected the City would acquire the property by condemnation, and he requested that Council authorize the City Solicitor to now proceed with condemnation proceedings. Councilman Fullbrook stated that in view of the Carroll Street improvement perhaps the Council should consider acquiring the whole lot rather than 50 ft., if the property is available and the City can afford to buy it. The Executive Secretary presented map showing the lot in question on Carroll Street and also outlined a lot adjacent to Lake Street Playground which he stated would be well to consider acquiring, and would be visited on the field trip. The Executive stated that the letters written by the City Solicitor to J. Roland Dashiell and Sons had been friendly. The City Solicitor advised that a delay in the proceedings to acquire the Carroll Street property will not affect the City in any way.

Minutes of Meeting of May 2, 1960

6. Ordinance No. 798 AN ORDINANCE of The City of Salisbury proposing the annexation of a certain area of land situated adjacent to and binding upon the northeasterly corporate limits of the City of Salisbury, containing 31.20 acres of land, and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Salisbury, was duly passed on second and final reading on a motion by Councilman Long and seconded by Councilman Martin. There was no one present to oppose passage of Ordinance No. 798.
7. The City Solicitor advised the three newly elected Council Members that certificates of their election had been forwarded to the Clerk of the Circuit Court and suggested that they arrive at a time to take the oath of office. Councilmen Fullbrook, Laws and Martin concurred in scheduling Friday, May 6, 1960 at 3 P.M. to take the oath of office and requested the City Clerk to arrange with the Clerk of the Circuit Court for that date and hour.
8. Councilman Long stated that sometime ago it was considered to use part of the Game Farm as a park for the West End of Town, and that he felt the time has come to do something about it. Mayor McLernon advised that a meeting is scheduled with the County on the matter on May 10.
9. Councilman Long reported that he had received an inquiry concerning Little League erecting a brick building conforming to design of existing buildings in the Park to be used as a concession stand. Mayor McLernon advised that the City policy has been against concessions in Municipal Park, but the request will be reviewed and considered and a report made to the Council on the matter.
10. The Executive Secretary presented request from the Department of Public Works for Council approval of salary increase and promotion of Eldridge Austin, Laborer, Water Division Maintenance Crew, Salary \$53.00 per week to Compressor Operator, Water Division at salary of \$57.00 per week, Account No. 20.213 W.D., effective May 2, 1960. Council approved the promotion and salary increase as requested on a motion by Councilman Martin and seconded by Councilman Laws.
11. The Executive Secretary read a memo from the Department of Public Works recommending increase in salary of Alec Moore, Concrete Finisher, Water Metering Program, from \$62.00 per week to \$68.00 per week, effective May 2, 1960. He also outlined plan to set up program of sidewalk repair for which Alec Moore and one more man would be used after completion of the Water Metering Program. The City Engineer stated that Alec Moore had been offered a job with a local contractor and in order to hold him it would be necessary to grant the increase in salary and give some assurance of employment after completion of the Water Metering Program. He stated that the salary could be paid from the sidewalk appropriation after completion of the Metering Program. After discussion the Council resolved that increase in salary as requested be granted for the remainder of the budget year with no guarantee of employment after that date, and that after completion of the Water Metering Program his salary will be paid from Account No. 12.203(a) Gen., on motion by Councilman Fullbrook and seconded by Councilman Martin. (NOTE- Alec Moore left City employ before increase in salary became effective).
12. The Executive Secretary stated that he has accumulated data and would like to start discussing with the Council the City's financial program looking ahead for the next five years.

Minutes of Meeting of May 2, 1960

13.

The Executive Secretary read a letter dated April 28, 1960 from the Board of Supervisors of Elections, addressed to the Mayor and Council, setting forth official tabulation of votes cast in the General Election for the City for three Council Members on April 26, 1960. (See letter attached to Minutes).

14. The Executive Secretary reported that Hess Apparel had vacated the property at Camden and Circle Avenue on April 28, 1960 and that Gunby had been notified to start salvage operation there.

15. The City Engineer presented the matter of the France Smith Property at West Road and Isabella Street and stated that in order to improve traffic situation at this busy intersection to give three lanes of traffic the property owner will give the right of way and have the old building torn down and relocated to a point where it will conform with set-back of 50 ft. from existing street, and give 6 ft. of land, for a price of \$1,600.00. After discussion the Council concurred in deferring action on the matter until after a visit to the site on the field trip scheduled for Monday, May 9, 1960.

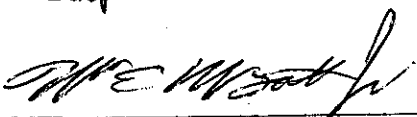
16. Mayor McLernon inquired as to whether or not Councilman Long would like to discuss the Plumbing Code at this meeting. Councilman Long advised that it would be discussed at the next regular meeting.

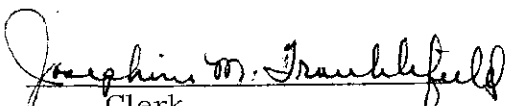
17. Councilman Laws reported that the Veterans' Organizations had requested that the Council write a letter to the School Board asking that Memorial Day, May 30, 1960, be observed by closing the Schools in Wicomico County. After discussion the Council requested that a letter be written expressing their views that Memorial Day should be a full holiday for the school children and the schools be closed, on a motion by Councilman Long and seconded by Councilman Martin.

18. Councilman Martin reported that he had received a petition signed by ten residents of Elizabeth Street, between Church Street and the Railroad, requesting that Elizabeth Street be made one-way going East to Church Street from Railroad Avenue. The Council requested Chief Chatham to review the matter and make recommendations.

19. The meeting adjourned at 9:55 P.M. on a motion by Councilman Long and seconded by Councilman Fullbrook.

May 9, 1960
Date


President of The Council


Clerk

THE CITY OF SALISBURY

OATH OF OFFICE

I, Harry O. Fullbrook, do swear that I will support the Constitution of the United States; and that I will be faithful and bear true allegiance to the State of Maryland, and support the Constitution and laws thereof; and that I will, to the best of my skill and judgment, diligently and faithfully, without partiality or prejudice, execute the office of Councilman of The City of Salisbury, according to the Constitution and Laws of this State.

Harry O. Fullbrook
Harry O. Fullbrook

SUBSCRIBED and SWORN to before me, the Clerk of the Circuit Court for Wicomico County and State of Maryland, this 6th day of May, 1960.

AS WITNESS my hand and official Seal.

Joseph W. Smith
Clerk

THE CITY OF SALISBURY

OATH OF OFFICE

I, Richard M. Laws, do swear that I will support the Constitution of the United States, and that I will be faithful and bear true allegiance to the State of Maryland, and support the Constitution and laws thereof; and that I will, to the best of my skill and judgment, diligently and faithfully, without partiality or prejudice, execute the office of Councilman of The City of Salisbury, according to the Constitution and Laws of this State.

Richard M. Laws

Richard M. Laws

SUBSCRIBED and SWORN to before me, the Clerk of the Circuit Court for Wicomico County and State of Maryland, this *6th* day of May, 1960.
AS WITNESS my hand and official Seal.

Joseph A. Smith
Clerk

THE CITY OF SALISBURY

OATH OF OFFICE

I, W. Paul Martin, Jr., do swear that I will support the Constitution of the United States; and that I will be faithful and bear true allegiance to the State of Maryland, and support the Constitution and laws thereof; and that I will, to the best of my skill and judgment, diligently and faithfully, without partiality or prejudice, execute the office of Councilman of The City of Salisbury, according to the Constitution and Laws of this State.

W. Paul Martin, Jr.
W. Paul Martin, Jr.

SUBSCRIBED and SWORN to before me, the Clerk of the Circuit Court for Wicomico County and State of Maryland, this *6th* day of May, 1960.
AS WITNESS my hand and official Seal.

Joseph W. Smith
Clerk

BOARD OF SUPERVISORS OF ELECTIONS
SALISBURY, MARYLAND

April 28, 1960.

The Mayor and Council,
City Hall,
Salisbury, Maryland.

Gentlemen:-

Your Board of Supervisors of Elections made an official tabulation of the votes cast in the General Election for the City of Salisbury held on Tuesday, April 26, 1960, for the election of three members of the City Council.

The Official return follows:

	Rollie W. Hastings	R. M. Laws	W. P. Martin	H. O. Fullbrook	F. B. Murphy	M. E. Voigt
PARSONS DISTRICT						
Precinct 1	85	162	97	112	114	58
Precinct 2	120	205	192	158	136	91
Precinct 3	135	212	215	105	84	60
SALISBURY DISTRICT						
Precinct 1	145	271	174	252	213	126
Precinct 2	75	93	79	92	102	77
CAMDEN DISTRICT						
Precinct 1	126	185	146	215	156	138
Precinct 2	186	277	212	219	168	144
Precinct 3	<u>141</u>	<u>183</u>	<u>164</u>	<u>132</u>	<u>101</u>	<u>101</u>
	1,013	1,588	1,279	1,285	1,074	795

Listed in the order of votes each candidate received, the Official count is as follows:

RICHARD M. LAWS	1,588 Votes
HARRY O. FULLBROOK	1,285 Votes
W. PAUL MARTIN, JR.	1,279 Votes
Fanny B. Murphy	1,074 votes
Rollie W. Hastings	1,013 Votes
Michael E. Voigt	795 Votes

A total of 2,569 voters was recorded.

Respectfully submitted,

Alfred T. Truitt

ALFRED T. TRUITT, Chairman,
Bd. of Supervisors of Elections,

RECEIVED

APR 28 1960

CITY OF SALISBURY
OFFICE OF MAYOR

THE CITY OF SALISBURY
CERTIFICATE OF ELECTION

To Harry O. Fullbrook, Greetings:

In accordance with the provisions of Section 35 of Article VI of the Charter of The City of Salisbury, you are hereby notified that on April 26, 1960, you were elected to the office of Councilman of Salisbury for the term of four years commencing May 9, 1960, or until your successor is duly elected and qualified.

You are advised to execute your oath of office before the Clerk of the Circuit Court for Wicomico County, State of Maryland, on or before May 9, 1960, in accordance with Section 157 of Article XIX of the Charter of The City of Salisbury.

AS WITNESS my hand and the Corporate Seal of The City of Salisbury, this 2nd day of May, 1960.

Joseph M. Franklefield
Clerk of The City of Salisbury.

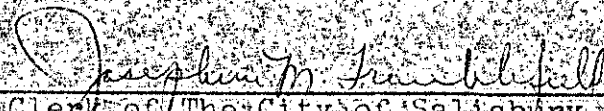
THE CITY OF SALISBURY
CERTIFICATE OF ELECTION

To Richard M. Laws, Greetings:

In accordance with the provisions of Section 35 of Article VI of the Charter of The City of Salisbury, you are hereby notified that on April 26, 1960, you were elected to the office of Councilman of Salisbury for the term of four years commencing May 9, 1960, or until your successor is duly elected and qualified.

You are advised to execute your oath of office before the Clerk of the Circuit Court for Wicomico County, State of Maryland, on or before May 9, 1960, in accordance with Section 157 of Article XIX of the Charter of The City of Salisbury.

AS WITNESS my hand and the Corporate Seal of The City of Salisbury, this 2nd day of May, 1960.


Clerk of The City of Salisbury

THE CITY OF SALISBURY
CERTIFICATE OF ELECTION

To W. Paul Martin, Jr., Greetings:

In accordance with the provisions of Section 35 of Article VI of the Charter of The City of Salisbury, you are hereby notified that on April 26, 1960, you were elected to the office of Councilman of Salisbury for the term of four years commencing May 9, 1960, or until your successor is duly elected and qualified.

You are advised to execute your oath of office before the Clerk of the Circuit Court for Wicomico County, State of Maryland, on or before May 9, 1960, in accordance with Section 157 of Article XIX of the Charter of The City of Salisbury.

AS WITNESS my hand and the Corporate Seal of The City of Salisbury, this 2nd day of May, 1960.

Josephine M. Granville Field
Clerk of The City of Salisbury

The Council of The City of Salisbury met in regular session at 8:00 P.M., Monday, May 9, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the Meeting of May 2, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. For the purpose of organizing the new Council the Council adjourned sine die at 8:10 P.M. on a motion by Councilman Long and seconded by Councilman Martin.
4. On motion by Councilman Long and seconded by Councilman Martin, Councilman Fullbrook was nominated temporary chairman for purpose of electing a new Council President.
5. Councilman Wm. E. Wyatt, Jr. was nominated as President of the Council on a motion by Councilman Long and seconded by Councilman Laws.
6. On motion by Councilman Long and seconded by Councilman Martin nominations were closed and Councilman Wm. E. Wyatt, Jr. was unanimously elected President of the Council.
7. The Executive Secretary advised that Mr. and Mrs. Shortall were present in the interest of property which they advised they had recently acquired and have deed for, which property the City has been using, near the dam at Johnson's Lake. He stated that he had advised Mr. and Mrs. Shortall that the City had an interest in the property and asked them to consider the matter to determine whether or not they might have something to propose. Mr. Shortall stated that they had purchased the property as protection, though they don't plan to use it they would like to keep it. Mayor McLernon inquired as to whether or not there would be any problem arising for continued use of the property by the bathers as has been used in the past. Mr. Shortall replied that there would be no problem as far as he and Mrs. Shortall were concerned, that they are willing to do anything the City wants, also that they did not want to deprive anyone anything that has been enjoyed there; their only concern being protection against someone building on the property. After discussion on the area which the Executive Secretary outlined in color on a map, the City Solicitor asked whether or not Mr. and Mrs. Shortall would be interested in a proposition whereby they would retain a part of the property and let the City have the area they would not want for Park purposes, to be used solely for park purposes and not for private reasons. Mr. Shortall asked if they could have a letter setting forth such a proposal. After further discussion the Council authorized Mr. Cropper to endeavor to negotiate the acquisition of the property in question with Mr. and Mrs. Shortall and report to the Council at a later meeting.
8. The Executive Secretary reported the matter of concession stand for Little League at Municipal Park should be settled, and also stated that a request from a Mr. Taylor for another concession in the Park - to have ponies to be lead around the Park for children to ride for a fee, had been received; and also the Tennis people would like to put up a soft drink stand near the Tennis Courts. After much discussion Mayor McLernon suggested

Minutes of Meeting of May 9, 1960

that the Little League be permitted to erect a frame structure 8' X 8'; similar to the one at Pony League with officials stand and scoreboard housed in the upper part and the lower part for concession of Little League only, with the understanding that only paper cups will be used for soft drinks, and that a system be set up whereby sufficient people will be available to keep the Park clean of any litter from the concession stand. The Council concurred in granting permission to Little League to erect concession stand in Municipal Park, as outlined by Mayor McLernon, on a motion by Councilman Long and seconded by Councilman Martin, and requested the City Engineer to give the location for the concession stand.

9. The Executive Secretary inquired as to the request for concession for pony rides in the Park. The Council resolved that request for pony rides be denied.

10. The Executive Secretary reported that the Bus Line had requested that the word "BUS STOP" be painted on the curb, and also that a shelter be provided by the City at the Court House Corner where the bus stops to protect bus riders from rain and weather - the building to be about 8' long and 4' deep, the architecture to be in keeping with the Court House. After discussion the Council resolved that the curb be painted as requested, but that the Bus Company be advised that they did not look upon their request for building a shelter with favor.

11. The Executive Secretary read a letter from Mr. Gilman, Planning Director, regarding rendering in color the Central Business Plan, a delineation of the plan, at a cost of about \$600.00. The Executive Secretary advised that the money for this work is available in the Planning Commission Budget. The Council approved the rendering of the plan as outlined on a motion by Councilman Long and seconded by Councilman Laws.

12. The Executive Secretary presented the following reports for the Month of April 1960:

Incinerator Report of Operation
Fire Marshal's Report of Activities
Police Dept. Report of Parking Tickets Issued

13. The Executive Secretary reported that in addition to the City's policy on water and sewer lines would like to have tied down and written out, so that he would not have to wait for Council meetings for a decision in order to give people an answer, a policy on such cases where there is water on the property, but no sewer and nothing on the property to connect to sewer to where they have water. He cited a specific case on S. Clairmont Drive where the property owner has beautified a vacant lot by landscaping and has nothing on the lot to connect sewer to - the water connection on the vacant lot is to supply water for the landscaping only, and that under the circumstances it would appear that the City should furnish the water and not impose the sewer service charge, as there was no basis for sewer service charge in this case. The City Solicitor stated that the sewer service charge is based actually on water being discharged into the sewer system and if the water is not emptied into the sewer it goes into the ground. Council resolved that no sewer service charge will be made where there is no sanitary facility located on a lot or any other operation connected with the use of water which does not require the use of a sewer.

Minutes of Meeting of May 9, 1960

14. The Executive Secretary stated that the matter of water leaks had arisen due to recent complaints from people who had received enormous water bills and the meter reader had detected leaks by toilets running, underground leaks, etc., and he inquired as to whether or not the Council is firmly behind the policy of the property owner being responsible for what goes through the meter. The City Solicitor advised that there has not been a City policy more strongly adhered to than the City's policy that if the leak is on the property owner's side it is the property owner's responsibility and if on the other side of the meter it is the responsibility of the City, and that no Council had ever departed from such policy; and to depart from such a policy would be asking for trouble. Mayor McLernon recommended that the present policy be adhered to. After discussion the Council concurred in continuing the present policy - that being, that property owners are responsible for water going through the meter and the sewer service charge, on a motion by Councilman Long and seconded by Councilman Martin.

15. Councilman Long inquired as to whether or not there had been any discussion had on slowing down traffic at Church and East Main Streets. Chief Chatham stated that there had been very few accidents at this location and if a traffic light were installed there it would be outside the City limits and would be a County problem to install a traffic light at that location.

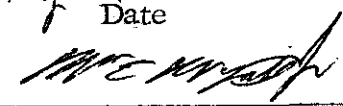
In this connection, Councilman Laws stated that he had received complaints regarding accidents on Smith Street and the speed on that street.

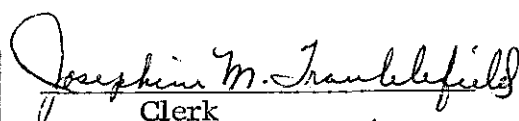
The Executive Secretary stated that when Route 50 is completed that there will be a change in the traffic pattern and it was his opinion that the City should bar trucks from a number of the streets when there are arteries for trucks to travel on.

16. Mr. Cropper, City Solicitor, advised that six appeals were taken from the Council action in the assessment of the 13 properties affected by Church Street Relocation. He stated that he had been trying to dispose of the appeals through some other method, but the six appeals were set for trial on Monday May 16, 1960. The City Solicitor also advised that the CATV argument has been postponed for hearing until May 23, 1960.

17. Mayor McLernon read a letter dated May 4, 1960 addressed to the Mayor and Council from Wicomico County Recreation Commission expressing appreciation for the City's cooperation toward furthering the public recreation program (see letter attached to minutes).

18. The meeting adjourned at 9:30 P.M. on motion by Councilman Long and seconded by Councilman Laws, and after short recess convened in executive session.

May 23, 1960
Date

President of The Council


Clerk

WICOMICO COUNTY

WAR MEMORIAL

RECREATION COMMISSION

WICOMICO YOUTH AND CIVIC CENTER
GLEN AVENUE EXTENDED • PHONE PI 9-4732

SALISBURY, MARYLAND

OFFICERS

JAMES W. BETTS
MARVIN SMITH
HELEN C. WOOTTON

May 4, 1960

MEMBERS

CLEOPHAS E. BENNETT
SHOWARD T. CULVER
RALPH O. DULANY
RUPERT D. JONES
JOSEPH J. LONG
JOHN L. MORRIS
ADLYN McLANE
MADELINE G. PERDUE
ELMER F. RUARK

SUPERINTENDENT

LORNE C. RICKERT

Mayor & Council
City of Salisbury
City Hall
Salisbury, Maryland

Gentlemen:

At the April meeting of the Recreation Commission reference was made, in the Superintendent's report, to the excellent co-operation of the City of Salisbury toward furthering the public recreation program.

Note was taken especially of the contribution which the City is making in equipping playgrounds, in maintaining ball diamonds, in the provision of tennis facilities, and in providing lighting for night play at Harmon, the tennis courts, and Lake Street Playground. Co-operation with the city departments concerned in bringing about this program has been highly beneficial in our work.

We wish to thank the Mayor & Council for your part in the joint effort which has brought about this program.

Sincerely yours,

James W. Betts

James W. Betts, Chairman
WICOMICO COUNTY RECREATION COMMISSION

JWB/cp

EXECUTIVE SESSION

After a short recess following adjournment of the regular meeting of the Council of The City of Salisbury at 9:30 P.M. the Council convened in executive session with all Council Members and Mayor McLernon present.

1. The City Engineer presented request for adoption of the Southern Code being the City of Salisbury's Plumbing Code, Ordinance No. 799. He presented several codes patterned from the National Code, which he referred to as the parent code, and explained why he recommended adoption of the Southern Code; namely that it is so written that anyone who has knowledge of the subject can read and understand the Code, and has the additional advantage in that it removes some of the things from the National Code which the City of Salisbury does not require, also it is constantly being revised and every two years a new supplement is published which can be adopted or not as the City sees fit, which will keep the City abreast new materials etc.
2. Councilman Long stated that there were various questions he would like to discuss before adoption of Ordinance No. 799. After discussion the following amendments were agreed upon to be made to the Plumbing Code (Ordinance No. 799):

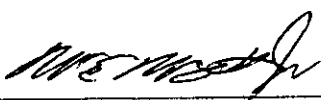
Chapter XIII - Paragraph 1301.2
Add Copper and Lead to Cast Iron.

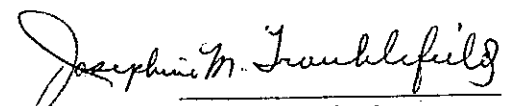
Table 1304.2 - Fixture Units
Establish fixture unit for each laundry machine. Fixture unit value to be computed according to Table 1304.3

That twenty drawings shown be included in the City's Code instead of the proposed nine.

3. ORDINANCE NO. 799 AN ORDINANCE of The City of Salisbury providing for comprehensive regulations governing plumbing installation, including alterations, repairs, equipment, appliances, fixtures, fittings and/or appurtenances thereto, within The City, or when connected to City water or sewage systems; prescribing penalties for violations of its provisions; to be known as The Plumbing Code of Salisbury; and repealing inconsistent ordinances, particularly Ordinance No. 332 of The City of Salisbury dealing with the same subjects was adopted as amended on second and final reading on a motion by Councilman Martin and seconded by Councilman Laws.
4. The Executive Secretary stated that a decision on the France Smith Property on West Isabella Street was needed. After discussion the Council concurred that no action would be taken in the matter by the Council on a motion by Councilman Martin and seconded by Councilman Fullbrook.
5. The Executive Secretary asked for instructions from the Council in the matter of the Campbell Soup Property for relocation of the City Yard. The Council requested that the City Solicitor negotiate with property owners for price and report in the matter.
6. The meeting adjourned at 10:50 P.M. on a motion by Councilman Long and seconded by Councilman Martin.

May 23, 1960


President of The Council


Clerk

May 10, 1960

Mr. Harry H. Cropper, City Solicitor
201 Salisbury Building and Loan Building
Salisbury, Maryland

Dear Mr. Cropper:

The Council at its session May 9, 1960 authorized you, as City Solicitor, to endeavor to negotiate the acquisition of the property of Mr. and Mrs. Shortall, shown in red on the attached map as Lot 24 together with any interest they may have in the portion shown in brown. The Shortalls have indicated that they would like to retain some of the land for protection of their house at 603 Lakeside Drive. I suggest retention by them of about a 25 ft. strip as shown by dotted line.

A price should also be obtained from Eastern Shore Public Service Company for the area shown in green.

Consideration should be given to any other procedure that might be necessary to assuring that the City acquire a firm title.

Very truly yours,

Ernest L. McLendon
Executive Secretary

(enclosure)

The Council of The City of Salisbury met in regular session at 8:00 P.M., Monday, May 23, 1960, at the City Hall. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of May 9, 1960 was dispensed with on a motion by councilman Long and seconded by Councilman Laws.
3. Mrs. Hayman, teacher at Prince Street School, together with a group of Sixth Grade Students and parents were present to observe the Council Meeting. Mayor McLernon welcomed the group introduced members of the City government and explained their duties.
4. Mr. E. Homer White, Jr. appeared before the Council in the matter of City and County providing tennis courts at the Civic Center. He stated that the tennis courts in the Park were being extensively used and that he had received many calls from parents who claimed that their children could not have use of the courts due to crowded courts in the Park; and that he had permission from the County Commissioners to come before the City Council and say that the County would participate with the City in putting in tennis courts if the City saw fit to invite them to do so. Mr. White suggested that four courts be located on the property surrounding or near the Civic Center. The City Engineer estimated the cost to be approximately \$2,500 for each court or about \$10,000 for the four courts. Councilman Long suggested that perhaps two more tennis courts could be built at the Municipal Park. The City Engineer advised that there was not sufficient space at the Park for more tennis courts and stated that it would cost 50% more to put them in the Park than at the Civic Center. Councilman Laws inquired as to how the County wished to assist in the project. Mr. White stated that the County desired the initiative to come from the City, that the County is willing to pay their share of construction of the tennis courts, but would like the City to initiate the movement, and suggested that the City meet with the County Commissioners to discuss the matter. Mayor McLernon stated that since we are in the middle of the City Budget Year, and that the current budget does not provide an appropriation for such a project, he would deem it advisable to agree to do this in next year's budget, as he saw no way of doing it this year without drastic change of plan. The City Engineer inquired as to whether or not the County would agree to pay for materials if the City would build the courts - he stated that if the County would provide some money this year the City could do some work after August 1st. It was also suggested that if the County could build two courts this year, the City would build two courts next year. After further discussion it was resolved that Mayor McLernon and Councilman Long meet with the County Commissioners to discuss the matter and arrive at a conclusion, on a motion by Councilman Martin and seconded by Councilman Laws.
5. A delegation from the Park Association was present to protest the Little League Concession Stand in the Park. Mr. Pete Richardson, President of the Association, was spokesman for the group. Mr. Richardson stated that the group was present to find out more about the building to be constructed for the Little League Concession in the Park. Mayor McLernon explained the proposed structure and the need for it. Mr. Richardson stated that he and the others present were not opposed nor wished to do anything against Little League, but the Association did not want anything in the Park which would be detrimental to the property in the Park Area. Mrs. Victor Buhr stated that the Association had endeavored to keep commercial

Minutes of Meeting of May 23, 1960

activities out of the Park. Dr. Yow stated that he did not like to see any permanent structure built at this location, also that it will be used only about two months out of the year, and asked why it could not be placed at another location and keep such commercial activity out of the Park. Dr. Yow suggested that since the Council had given Little League permission to erect the concession stand and also since the problem now seems to be between the Little League and the Park Association perhaps it would be possible to ask them to cease and desist until they could meet and discuss the matter. After further discussion Mayor McLernon advised the group that a meeting will be arranged with officials of Little League and the Park Association, as suggested by the President of the Council, and they will be advised as to date and time of the meeting.

6. Mr. Emil Hubeny appeared before the Council in the matter of curb, gutter and sidewalk at his property on Decatur Avenue in exchange for 10 ft. of right of way. The City Engineer presented plat of the property in question and explained that the City should have a 10 ft. right of way all the way down one side of the street in addition to the 30 ft. right of way, in order to have a wide street, and that an offer had been made to construct curb and gutter at this location in exchange for the required 10 ft. of right of way. He stated that the problem has been delayed since last summer and it would perhaps be another ten days before the work could be done, and that Mr. Hubeny was requesting that sidewalk be included in addition to the curb and gutter for exchange of the right of way. Mr. Cooper also stated that he felt that the wide street in this area would be of great value and was worth something, but felt that furnishing curb, gutter and sidewalk for exchange of the 10 ft. of right of way was a little extensive. He cited other locations in the City where right of way had been obtained for street widening purposes for exchange of curb and gutter only, and stated that in this case the property is being improved rather than being damaged. He estimated the cost of curb, gutter and sidewalk to be \$166.25 per lot, approximately a total of \$3,500. After further discussion the President of the Council suggested that the Council visit the site individually before next meeting on June 13 and to arrive at a decision on the matter at that meeting. The Council concurred in visiting the site and delaying the matter for action at the next regular meeting, and advised Mr. Hubeny that he will be advised accordingly.

7. Mayor McLernon announced that the Council Members were invited to attend a demonstration of the breathalyzer at 2 P.M. on Tuesday, May 24, 1960 in the People's Court Room.

8. The Executive Secretary inquired as to what decision the Council had arrived at in the matter of sidewalk on Riverside Drive. The Council concurred in taking no action on the matter at this time, as they felt there were many other places in the City in need of sidewalk.

9. The Executive Secretary read a letter addressed to Chief Chatham from the Principal of Pemberton School commending Harry H. Matthews for his services of school patrol at that school during the year and expressing desire for his return for the next school year.

10. The Executive Secretary presented agreement between Wicomico County Urban Services Commission and the City of Salisbury which had been amended since the Council authorized original agreement to be executed by the Mayor and requested that the Mayor be authorized to execute the agreement as amended. The Council resolved that the agreement be executed by Mayor McLernon, as amended, on a motion by Councilman Laws and seconded by Councilman Martin.

11. The Executive Secretary presented request from Public Works Dept. for Council approval of salaries for engineering aides for about 14 weeks as follows:

H. B. Caldabaugh, Salary \$50.00 per week, effective June 6, 1960, Account 12.101(g) Gen.
Larry Bornt, Salary \$50.00 per week, effective June 6, 1960, Account 12.101(g) Gen.
Charles Easton, Salary \$55.00 per week, effective June 6, 1960, Account 12.101(g) Gen.

Council approved salaries as indicated above on a motion by Councilman Long and seconded by Councilman Laws.

12. The Executive Secretary commented on items of the Treasurer's Report for the month of April 1960 and explained reasons for both large and apparently low cash balances in the various funds as shown on this report.

13. Mayor McLernon inquired as to the purchase of new fire truck. The Executive Secretary advised that the City will not be in a position to purchase the fire truck until later in the year and that advertisement for bids will be going out about the middle of June.

14. The Executive Secretary presented matter of moving the City Yard and stated that the City Solicitor had conferred with the HEPCO Corp. for a price on the old Campbell Soup Co. Property and that they had arrived at a meeting of the minds as to price on which a counter offer could be made as the City's firm offer. The City Solicitor stated that he had met with the HEPCO officials and endeavored to get them to make an offer which he could bring back to the Council and get quick action on. He stated that he had advised them that if the whole tract back to Delaware Street could be acquired for \$100,000. they could probably get some fast action, but that they want \$100,000. for the front half (the part the City is most interested in) however, reduced it to \$95,000. for the front half, or \$150,000. for the entire piece of property. He stated that he had advised them that the City would have to arrive at a decision within three months as to where they will relocate the City Yard and that after three months if they had not negotiated for the property the City would be out of the market as a prospective customer for the property. He advised that if the City is interested in acquiring the property that he would recommend that the City make a firm counter offer, whatever the Council might agree upon, and hold it open for a reasonable time for consideration by the HEPCO Corp. There was much discussion as to relocation of the City Yard and Engineering Division Offices, but no action was taken by the Council on the matter. Councilman Long advised that he would like to see estimates of cost to construct housing facilities for City Yard at the present location as opposed to the cost of converting the existing buildings at the old Campbell Soup Property before a decision is made. The City Solicitor requested the Council to think about a counter offer as a firm price for the Campbell Soup Property which he could present to the HEPCO Corp.

15. The City Engineer presented the matter of agreement between the City and Pennsylvania Railroad on Kendall Street Crossing signed by Mayor Valliant. He stated that the Federal Government objected to certain section of the agreement regarding payment of 15% overhead, as they will not pay more than 5% overhead, and had asked that the contract be re-negotiated. He stated that he had been advised by telephone from Baltimore that they would accept a letter from the City stating that the City will be responsible for all cost of overhead in excess of the 5% the Public Roads will authorize in lieu of re-negotiating the contract, which would require considerable time. After discussion the Council concurred in authorizing that a letter be forwarded to State Roads Commission advising that the City would accept responsibility to pay the additional 10% overhead, as outlined by the City Engineer, which he claimed would amount

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to about \$1,500.00, on a motion by Councilman Laws and seconded by Councilman Martin.

16. The Executive Secretary presented status of monies in bond issues for various projects, such as Kendall Street, Riverside Drive, Dualization of Carroll Street according to agreement, etc. He also advised that since 1957 the curb and gutter and sidewalk program had fallen behind. He advised that he will prepare a study showing all of the various projects to be undertaken, arranged in year order, to give the Council a complete financial program. He stated that the City is now up to within \$966,000. of the debt limit of the City.

17. Councilman Fullbrook stated that Mr. Shortall had contacted him regarding a letter which he had received from the City concerning acquisition of his property and that he was much disturbed about it. The City Solicitor explained that the letter he had written to Mr. Shortall and advised that he would furnish copies of the letter to the Council.

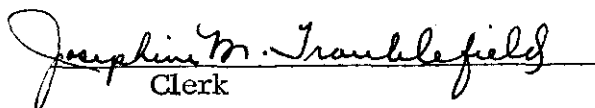
18. Councilman Martin inquired as to recommendation of the Chief of the Police Department in the matter of the petition by the people of Elizabeth Street. Chief Chatham advised that from a safety angle it would be better to make Elizabeth Street one-way going West, but that he had learned that the people wanted it one-way going East. After discussion the Council concurred that Elizabeth Street be made one-way going east, as the residents had petitioned, for a trial period on a motion by Councilman Laws and seconded by Councilman Martin.

19. Councilman Martin advised that it had come to his attention that an original marker for the City of Salisbury had been unearthed and he recommended that the marker be restored as near to the original location as possible and be preserved. The Council concurred in restoring the old marker as recommended on a motion by Councilman Laws and seconded by Councilman Martin.

20. The meeting adjourned at 11:20 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

June 6, 1960
Date


President of The Council


Clerk

cc: E.F. Gleason-BPR
Office of the Mayor-2
Mr. Bowers - 4.
Gary Gardner
File

City of Salisbury

OFFICE OF THE MAYOR
SALISBURY, MARYLAND

May 26, 1960

Maryland State Roads Commission
300 West Preston Street
Baltimore 1, Maryland

Attention: Mr. Herbert C. Bowers
Federal Aid Engineer

Gentlemen:

The City of Salisbury obligates itself to be responsible for all additional percentage added to the Pennsylvania Railroad invoice for the cost of materials and labor in excess of that permitted under PPM 30-3 as these charges refer to the subject contracts Maryland US-806 (1) and US-806 (2).

It is my understanding that the Bureau of Public Roads will accept this letter from the City of Salisbury, assuming obligations for such overhead costs in lieu of requiring a change in the original agreement between the Railroad and the City of Salisbury, dated February 25th, 1959.

I am sending four additional copies of this letter so that you may have them available for appropriate distribution.

Very truly yours,

BOYD E. McLERNON

Boyd E. McLernon
Mayor

Attest:

Josephine M. Troublefield
Josephine M. Troublefield
Clerk

COPY

The Council of The City of Salisbury met in special session at the City Hall at 8 P.M., Monday, June 6, 1960. The following were present: Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr.

1. Councilman Long was named President Pro tem on a motion by Councilman Laws and seconded by Councilman Martin.
2. The reading of the minutes of the meeting of May 23, 1960 was dispensed with on a motion by Councilman Fullbrook and seconded by Councilman Laws.
3. The Executive Secretary reported that the last of the galley proofs of the Salisbury Code had been received from the Michie City Publications Co. He also advised that a quotation had been received from the same company for the printing of the Zoning Law (printing and binding 100 copies \$224.00) and that the proposed selling price of the Zoning Law was \$3.00 per copy.
4. The Executive Secretary presented the matter of the lease of Abbott Brothers. He stated that he had advised Abbott Brothers that the City was desirous of recovering the property and would discuss terms and conditions under which the City would terminate the lease, and that the City might be able to offer a premium of \$100.00 per month for unexpired term of lease up to a certain time that which would be of value to the City. He advised that the rental of property occupied by Abbott Brothers is \$550.00 per month. He stated that he had discussed with Mr. Clifford Abbott the possibility of moving about September 1, 1960, as he felt that if the property could be recovered by that time probably something could be done to have the property ready for parking for the Christmas shopping season. He stated that he had also advised Mr. Abbott that he had discussed the matter with Mayor McLernon, who felt that it was a fair proposition. He Advised that the total premium would amount to about \$900.00 and that Mr. Abbott felt that amount was not enough and that the figure which Mr. Abbott requested to be brought back to the Mayor and Council was about \$300.00 per month. The Executive Secretary recommended that an offer be made that if the premises are vacated by September 1, 1960 a premium of \$1,000. would be paid by the City and if the premises are not vacated by that date that no consideration be given to terminating the lease. Councilman Fullbrook stated that he felt that recovering the property by September 1st was not sufficient time to put the parking lot in the desired condition for the Christmas shopping season and that the lease should continue until expiration. After much discussion the Council concurred in advising Abbott Brothers that recovery of the property as late as September 1, 1960 was too late to get the property in condition for parking for the Christmas season shopping and that the City would not consider cancelling the lease or to pay a premium if the property is vacated as late as September 1, 1960, on a motion by Councilman Martin and seconded by Councilman Laws. The Council indicated, however, that if the property could be recovered by August 1, 1960 termination of the lease with a premium would be considered.
5. The Executive Secretary advised that the 6th Engineer's Estimate on Riverside Drive Construction had been prepared for payment in the amount of \$77,295.47 to Edgell Construction Co., of which amount the City will recoup one-half from the Federal Government, however, there was not sufficient money remaining in that portion of the Bond Issue allocated to Streets to pay this amount, and that a partial payment of \$57,765.00 had been made which left nearly \$20,000. remaining to be paid. He advised that there was about \$20,000. remaining in the Bond Issue allocated for other projects and requested the Council to authorize that the balance due Edgell Construction on Estimate No. 6 - Riverside Drive Construction be paid from the

Minutes of Meeting of June 6, 1960

remaining funds allocated to other projects in the Bond Issue and to be restored when the money is received from the State. After discussion the Council authorized that the balance due Edgell Construction Co. be paid from the remaining funds of the Bond Issue, to be restored after receipt of the money from the State, on a motion by Councilman Martin and seconded by Councilman Laws.

6. The Executive Secretary presented matter of paying A. P. Isakson, Inc. for construction of water main to serve Chris Craft Corp., for which there was no money available when it was agreed to construct the water main. He stated that it had been suggested to pay for it by issuing notes, but that the City Solicitor had decided that the City's emergency borrowing power was insufficient to cover this case and the next alternative was to issue one bond, which would be quite costly. The Executive Secretary recommended that money be borrowed from a Water Department Depreciation Reserve Fund, which is a separate account and has about \$50,000. in securities which could be sold to the General Fund and if it is agreed the amount can be taken up with the next bond issue and the Water Dept. Fund reimbursed for the amount. After discussion the following resolution was adopted by the Council on a motion by Councilman Laws and seconded by Councilman Martin:

RESOLVED, that the City Treasurer is hereby authorized to transfer \$50,000.00 of bonds held by the Water Department Depreciation Reserve Account to the General Fund Account of the City for cash, and use the proceeds of such transfer and other cash in said Reserve Account for the purpose of paying A. P. Isakson, Inc. the amount due under Contract No. 1-60-W, Water Main Extension for Hammond Street, Moss Hill Lane, Middle Neck Drive and Ocean City Road.

7. The Executive Secretary reported that he had been advised that a letter had been received from Tidewater Oil Co. confirming acceptance of the City's offer for the property and that title to property will be given about July 1, 1960. He advised that the City Solicitor will write a letter to the Tidewater Oil Co. expressing pleasure of the schedule and asking that the present tenants be served notice immediately to vacate the premises by Tidewater Oil Co., in order that another month would not be required to move the tenant.

8. The Executive Secretary read a letter from Mr. Hamilton P. Fox, Jr., Attorney, addressed to the Mayor and Council requesting that the portion of Taylor Street in front of Riverside Church be officially closed and the bed of same be deeded to the Church. The City Engineer pointed out the area in question on a map and stated that his objection for granting the request was that the City has a big sewer line in the bed of this street and that the City would have to retain an easement there and that they could not build on the location, also that the area is a prime area for re-development and that the City should not put themselves in the position of having to buy the land back at some future date. After discussion the Council concurred in advising Mr. Fox that the City has a major sewer trunk line in the bed of the street and for that reason would have to retain easement, and that the planning for that area has not sufficiently advanced to determine what disposition should be made, and that the request will be reconsidered at some future time on a motion by Councilman Laws and seconded by Councilman Martin.

9. The Executive Secretary reported that in the matter of the Plumbing Code complaints had been made by contractors regarding enforcement of the new Plumbing Code, due to bids being submitted on plans to use terra cotta pipe and the new Code calls for extra heavy cast iron to be used. He stated that the City is at a disadvantage by not having copies of the new Plumbing

Minutes of Meeting June 6, 1960

Code, and that he is in the process of getting quotations on printing of the new code and it will probably be from one to two months before it can be made available to sell to the public. He advised that it has been suggested that actual enforcement of the code be set forward by an informal action of the Council authorizing the Department of Public Works to delay enforcement until such time as copies of the new Plumbing Code are available, and when they are available that it be advertised that they are available and may be purchased; also that everyone should be put on notice by advertising that the City has adopted a new Plumbing Code effective May 9, 1960 and that it will be enforced about August 1, 1960. After discussion the Council authorized that enforcement of the new Plumbing Code, and advertising as outlined by the Executive Secretary, be delayed until sufficient copies are available for sale, on a motion by Councilman Martin and seconded by Councilman Laws.

10. The Executive Secretary presented request from the following departments for Council approval of salaries for personnel:

Police Dept. - Mary Lee Pusey, Clerk - \$42.50 per week, effective May 16, 1960.

Public Works Dept.

William E. Dorman, Concrete Finisher, Water Metering Program \$55.00 per week, effective May 23, 1960.

John E. Griffin, Laborer, Garbage Collection Crew, \$51.00 per week, effective June 1, 1960.

11. The Executive Secretary read a letter addressed to Mr. Pritchett, Engineer, State Roads Commission from the City Engineer regarding accepting into the State's System three pieces of street, namely, Snow Hill Road from the City Limits to Route 13, Mt. Hermon Road from the City Limits to new Route 50, and East Main Street between City Limits and new Route 50. The City Engineer pointed out on map the locations of the streets which he had designated in color.

12. The Executive Secretary presented the following reports for the Month of May 1960:

Report of Fire Marshal's Inspections.

Fire Dept. Report of Activities.

Report of Ambulance Service.

13. Councilman Martin reported that in the case of the Hebron Fireman, who was injured recently while on duty and was taken to Baltimore Hospital in the City's Ambulance, for which a charge was made and paid by the family, that the family is in dire need of financial aid as they are now being cared for by the community. He stated that he felt that it would make for very good relations if the amount paid for ambulance fee were refunded to the fireman's wife. After discussion the Council concurred in refunding the amount of the ambulance fee for the trip to Baltimore to the fireman's wife, on a motion by Councilman Martin and seconded by Councilman Laws.

14. The Executive Secretary reported that the High School Band will conduct a series of eight concerts in the Municipal Park beginning June 19, with the exception of July 4, and that they had requested use of chairs in the band stand. He stated that the City's experience in keeping chairs at the band stand has been unsatisfactory in the past and that he had suggested that the Band Director contact Mr. Rickert of the Recreation Commission to make arrangements to borrow the chairs for the concerts and that some member of the band, whose family might have a pick-up truck, haul the

chairs to the hand stand and return them to the Recreation Commission, and the City would be agreeable to paying \$6.00 or \$7.00 for the hauling.

15. The Executive Secretary reported that a group of about 18 citizens of Tunisia visited the City Hall on May 31, 1960, who were interested in low cost housing, the visit being sponsored by the local Junior Chamber of Commerce. He stated that various phases of City government and building operations were explained to the group, through their interpreters, by the Executive Secretary, the City Engineer, the Building and Plumbing Inspectors.

16. The Executive Secretary presented the matter of relocating the City Yard together with estimated costs of moving to new locations compared with new buildings necessary to relocate at present site. After discussion the Council concurred in authorizing the City Solicitor to make a counter proposal to HEPCO to trade the old Campbell Soup Property for segment No. 1 as shown on map of the City Yard Property. After further discussion the Council decided that the matter not be discussed with HEPCO until after Councilman Fullbrook had discussed the matter with Mr. Holland of the HEPCO and reported results of his discussion.

17. The City Engineer presented the matter of Pennsylvania Railroad South Division Street Crossing and stated that effort is being made to get the Kendall Street project started before July 1, 1960, which is the deadline for Federal funds, and that the problem seems to be the slowness with which the State has been able to get crossings approved. He stated that he had had meetings with the Pennsylvania Railroad on both projects and that for sometime the Railroad have been trying to get permission to signalize the South Division Street Crossing and remove the watchman. He stated that plan for safeguarding the crossing had been received about 30 days ago, which involves new controller for present site and actuates signal in center of street. He explained the proposed safeguard plan and operation of the signals, which he estimated would cost a total of about \$3,005.00 to be paid by the Railroad Company, in addition to the Pennsylvania Railroad circuits, and that there would be a refund to the Railroad Company by the City of \$693.00 for the controller if and when the City revises signalization, which the Railroad would be putting in for the City. He requested that he be authorized to advise the Pennsylvania Railroad Company that the Council has approved removal of the watchman under the conditions outlined. After discussion the Council authorized that the City Engineer advise the Pennsylvania Railroad Company that permission to remove the South Division Street Watchman, under conditions outlined by the City Engineer, was granted contingent upon doing the Kendall Street job, on a motion by Councilman Martin and seconded by Councilman Laws.

18. The City Engineer presented sketch of Route 50 - Springhill Road to East Main Street together with a letter addressed to Mr. Downs, Chief of Road Design, State Roads Commission, regarding additional cost for additional easement for water mains and sidewalk, not to exceed \$15,000.00. He requested Council authorization to advise the State to proceed with project as outlined in the letter to Mr. Downs and to bill the City for the amount not to exceed \$15,000.00. After discussion the Council authorized the City Engineer to notify the State Roads Commission to proceed with the project on the basis that the City would be billed an amount not to exceed \$15,000.00, but the billing to be in accordance with the actual unit prices of the items involved, for which the City would obtain 12 ft. typical section wherever possible and accept a lesser width in those locations where the City is not able to secure permission to place a slope on private property, on a motion by Councilman Martin and seconded by Councilman Laws.

Minutes of Meeting of June 6, 1960

19. Councilman Laws inquired as to status of stumps of trees left on Locust Terrace after trees had been cut down by the City, he stated that he had received complaints from residents of the area that these stumps have been left there for at least three years. The City Engineer stated that the trees have been cut only about eight months and that the City assumes the obligation of removing the tree stumps, but could give no definite date as to when they would be removed.

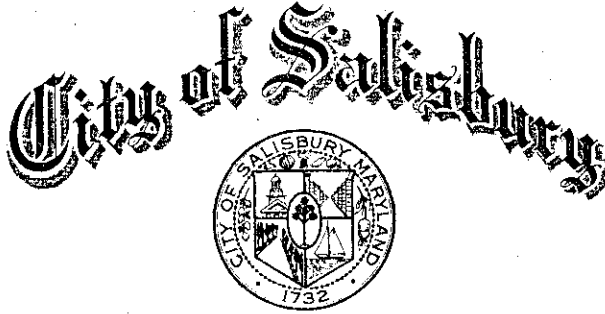
20. The meeting adjourned at 10:35 P. M. on motion by Councilman Laws and seconded by Councilman Fullbrook.

June 13, 1960
Date

W. E. M. Galt

President of the Council

Josephine M. Troublifeled
Clerk



OFFICE OF THE MAYOR

BOYD E. McLERNON
Mayor

ERNEST L. McLENDON
Executive Secretary

MARYLAND

June 1, 1960

The Members of the Council of The City of Salisbury
City Hall
Salisbury, Maryland

Re: Contract No. 1-60-W
Water Main Extension for
Hammond Street, Moss Hill
Lane, Middleneck Drive and
Ocean City Road.

Gentlemen:

The above contract which was let on February 29, 1960, has been substantially completed and the contractor, A. P. Isakson, has requested prompt payment. You will recall that this project was undertaken by the City in order to insure the expansion of the Chris Craft Corporation plant located on Moss Hill Lane. This project is considered vital to the economic welfare of the City. In order to finance the payment of the cost of this project, which amounts to \$55,500.00, I recommend that the following action be taken:

1. That payment of the account from the Water Department Depreciation Reserve be authorized.
2. That the City Treasurer be authorized to transfer \$50,000.00 of bonds held by the Water Department Depreciation Reserve Account to the General Fund Account of the City, for cash, and use the proceeds of such transfer, and other cash in said Reserve Account for the purpose of paying A. P. Isakson the amount due him under Contract No. 1-60-W, Water Main Extension for Hammond Street, Moss Hill Lane, Middle Neck Drive and Ocean City Road.

It is my view that the proposed plan of financing the payment of this obligation is a temporary one and that the Depreciation Reserve Account of the Water Department should be repaid from the next bond issue of the City.

Respectfully submitted,

Boyd E. McLernon
Boyd E. McLernon, Mayor

The Council of The City of Salisbury met in regular session at the City Hall at 8 P.M., Monday, June 13, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of June 6, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. The Executive Secretary reported that application for a non-exclusive franchise had been received from Delmarva Community Television Corporation on June 9, 1960 and on the same date application for a non-exclusive franchise was received from Peninsula Community Television Co., Inc. He read the letters of application from the two companies, which were addressed to the Mayor and Council (See letters attached to Minutes).
4. Mr. John B. Robins, Secretary, Delmarva Community Television Corp., was present and stated that the letter of application as read by the Executive Secretary explained the background. He stated that his Company was not opposed to the granting of two non-exclusive franchises and were ready to abide by the decision of the Council as to what they feel will best serve the citizens of Salisbury. He inquired as to whether or not there were any questions which the Council would like answered by either himself, Mr. Doyle, or Mr. Malarkey, who were also present. Councilman Long inquired as to whether or not the Council could lawfully grant any franchise, in view of the Court's decision in the matter. Mr. Cropper, the City Solicitor, advised that the Court case was based on the "Exclusive" feature of the Ordinance.

Mr. Dale Adkins, Attorney, representing Peninsula Community Television Co., Inc., stated that this body does have the right to grant a franchise and hoped that it will grant two franchises. He stated that the recent litigation was based on the "Exclusive" feature of Ordinance No. 797 and that the Court held that an exclusive franchise is not permissible under law. He advised that he and Mr. Victor Laws were prepared to answer any questions in the matter. He also advised that the Ordinance as written meets with the approval of his Company, however, he would like to reserve the right to review the Ordinance if any specifics were changed before final passage, or should there be some minor amendments.

The City Solicitor advised that he had prepared three Ordinances, one to repeal Ordinance No. 797, one granting non-exclusive franchise to Delmarva Community Antenna Corporation and one to Peninsula Community Television Co., Inc., all of which he suggested be introduced for first reading. He stated that if there were any changes which were wished to be made in the body of the Ordinances the City would be willing to receive suggestions, as the City would not want to impose restrictions as to be onerous without public benefit. He also stated that the only change in Ordinances Nos. 801 and 802, which differed from Ordinance No. 797, is the change of wording - "Non-exclusive" instead of "Exclusive."

5. Ordinance No. 800 AN ORDINANCE of The City of Salisbury repealing Ordinance No. 797 of the Ordinances of The City of Salisbury, granting an exclusive franchise to Delmarva Community Antenna Corporation to erect and operate a community antenna television service in The City of Salisbury was introduced and duly passed for first reading on a motion by Councilman Fullbrook and seconded by Councilman Laws.

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6. Ordinance No. 801 AN ORDINANCE of The City of Salisbury granting to Delmarva Community Antenna Corporation, a Maryland Corporation, its successors and assigns, a non-exclusive franchise, etc., was introduced and duly passed for first reading on a motion by Councilman Fullbrook and seconded by Councilman Laws.

7. Ordinance No. 802 AN ORDINANCE of The City of Salisbury granting to Peninsula Community Television Company, Inc., a Maryland Corporation, its successors and assigns, a non-exclusive franchise, etc., was introduced and duly passed for first reading on a motion by Councilman Laws and seconded by Councilman Martin.

8. Mr. Emil Hubeny appeared before the Council in the matter of Council decision on his request of May 23, 1960 for curb, gutter and sidewalk in exchange for 10 ft. of right of way of his property on Decatur Avenue. The City Engineer stated that he would like to suggest one of two methods for bringing the matter to conclusion. One method would be to proceed along the lines originally suggested, namely to exchange curb and gutter for 10 ft. of right of way, if that is satisfactory; or to appoint a commission and obtain rights of way along the entire street on both sides and deal with all property owners on the same basis. Councilman Martin inquired as to whether or not this method of appointing a commission would not be a slow-down procedure. The City Solicitor advised that it would require a minimum of two months even if all property owners agreed. After discussion Mr. Hubeny inquired as to how far the street would go, and how soon the work could be done, if he agreed to accept the offer of curb and gutter only in exchange for right-of-way. The City Engineer advised that the street would go to the Scarborough property and could be started by Monday Morning, June 20, 1960. After further discussion the Council concurred in authorizing the City Engineer to proceed with curb and gutter and to do the street as far as curb and gutter is placed, in exchange for 10 ft. of right of way, as agreed with Mr. Hubeny, on a motion by Councilman Martin and seconded by Councilman Long.

9. The Executive Secretary presented the matter of purchase of a garbage truck, which is provided for in the 1960 Budget. He advised that due to the change in design of garbage trucks since our Incinerator was built that difficulty is experienced in taking garbage from the trucks to the incinerator, as the Incinerator is no longer adequate for the newly designed garbage trucks, and that modifications have to be made when new trucks are purchased. He advised that the Department of Public Works have been trying out a Leach Packmaster - 17 Yard demonstrator, which ordinarily sells for between \$11,00 and \$12,000., but which can be purchased for \$9,750.00 complete with all necessary modifications for use at the City's Incinerator. He advised that the amount appropriated for purchase of the new garbage truck was \$9,500.00. Mr. Robert Brittain, Public Works Dept., stated that this particular garbage truck can be modified with the least difficulty of all other trucks considered, and is really larger than they had considered purchasing. He presented a comparison of prices of this truck and other trucks together with a sketch of the mechanism of the Leach Packmaster and explained the difficulty experienced at the Incinerator and the modification necessary, and pointed out the advantages of this truck. The City Engineer stated that it had been used for two days and was found to be the best truck they have used, and that the price is so competitive that it would be hard to pass up without real thought. The Executive Secretary advised as to the law relating to purchasing, which states that bids must be taken, however, this would require from ten days to two weeks to go through such a process and in the meantime this truck is on the market and the Company certainly could not afford to hold it. The Executive Secretary stated

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that it was a question of whether or not the Council would see fit, in view of everything presented, to authorize the purchase of this particular vehicle, that in a way it might be considered a used vehicle since it is a demonstrator with about 100 hours use. The City Solicitor advised that unless time is of the essence the City should advertise for bids. The City Engineer advised that the vehicle is on the open market and he understood that at least four other cities are interested in this particular vehicle and unless immediate action is taken there is every indication that the City would lose the opportunity of purchasing the vehicle. The City Solicitor inquired as to whether or not it was considered an emergency in the City to purchase this garbage truck. The Executive Secretary stated that he considered the purchase of this garbage truck to be in the public interest. After discussion the Council authorized the purchase of the used Leach Packmaster 17 Yard Garbage Truck for \$9,750.00, by waiving the purchasing regulations due to emergency, on a motion by Councilman Long and seconded by Councilman Martin.

10. The Executive Secretary read a letter addressed to Chief Chatham from J. Edgar Hoover, Chief, F.B.I., regarding award of diploma to Detective Sgt. Leslie J. Payne on the successful completion of the course conducted at the F.B.I. National Academy.

11. The Council authorized that a letter be sent from the Mayor and Council commending Sgt. Payne on the completion of the course at the F.B.I. National Academy.

12. The Executive Secretary presented the following reports for the Month of May 1960:

Police Dept. Report of Parking Tickets
Police Dept. Monthly Consolidated Report
Building Inspector's Report
Plumbing Inspectors Report

13. The Executive Secretary reported that there had been a change in the opening date of the series of band concerts to be held in Municipal Park, which commence on June 26 rather than June 19, as originally scheduled.

14. The Executive Secretary presented request from Police Dept. for Council approval of change in pay of Mrs. Mary Lee Pusey, Clerk, Police Dept. He stated that the starting salary of \$42.50 was for a trial period and since the employee has proven satisfactory it was desired to bring the salary up to the authorized pay scale \$46.50 per week. Council authorized the change in pay as requested on a motion by Councilman Long and seconded by Councilman Martin.

15. The Executive Secretary presented request from the Dept. of Public Works for Council approval of salary for Ernest Foster to fill vacancy in the Water Department, Laborer, Account No. 20,213 W.D., Salary \$50.00 per week, effective June 14, 1960, also request from Planning Commission for Council approval of salary for Samuel Owens, draftsman, from June 9, until about middle of September 1960, at \$1.40 per hour, Account No. 10,611 Gen. The Council approved salaries for the above as requested, on a motion by Councilman Long and seconded by Councilman Martin.

16. The Executive Secretary reported that Wakeman Whayland, Mechanic, had been forced to resign from City employment due to ill health, and that the Department of Public Works

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had two applicants, one for \$75.00 per week and one for \$100.00 per week, but as the present repair shop is inadequate for mechanics of this calibre no action was asked on filling the vacancy until such time as decision has been made regarding relocating the City Yard and providing adequate repair shop.

17. The Executive Secretary read a letter from the Federal Aviation Agency regarding recent inspection of the Airport and the deficiencies found at that time, together with letters written by the Mayor to Mr. Mullikin, Chairman of the Airport Commission and to the County Commissioners on the matter.

18. The Executive Secretary read letter from the Airport Commission regarding installation of drain pipe or bridge across a drainage ditch on the Airport Property. After discussion the Council concurred in turning the matter over to the City Engineer to consult with the County Engineer and report back to the Council in the matter.

19. The Executive Secretary presented the following Resolution relating to Contract for installation of lights at Airport, and the Grant Agreement:

WHEREAS, The City of Salisbury, a municipal corporation of the State of Maryland and the County Commissioners of Wicomico County, a body politic and corporate of the State of Maryland, are the owners of the Salisbury - Wicomico Airport located in Wicomico County, Maryland, near the City of Salisbury, and

WHEREAS, the said City of Salisbury and the County Commissioners on June 10, 1958 appointed a Commission to be known as the "Salisbury - Wicomico Airport Commission" which said Commission was authorized and directed to operate and maintain said Salisbury - Wicomico Airport, and

WHEREAS, said Airport Commission on February 10, 1960 approved a project for the installation of a new Medium Intensity Lighting System for Runway No. 4-22 at said Airport and made application to the Administrator of the Federal Aviation Agency for Federal aid and assistance in the carrying out of the aforesaid project, said amount of Federal assistance not to exceed Seventy-Five Hundred Dollars (\$7,500.00), and

WHEREAS, the Administrator of the Federal Aviation Agency, acting for and on behalf of the United States, has approved said project, and

WHEREAS, The City of Salisbury and the County Commissioners of Wicomico County have concurred in the action of the said Salisbury - Wicomico Airport Commission in the premises, and

WHEREAS, the said Salisbury - Wicomico Airport Commission has requested the City of Salisbury and the County Commissioners of Wicomico County, body corporates as aforesaid, to enter into Contract FA 1-244, Project No. 9-18-009-6002 with the Federal Aviation Agency, acting for and on behalf of the United States Government,

NOW, THEREFORE, BE IT RESOLVED by the Council of The City of Salisbury, a body politic and corporate of the State of Maryland, that the said Council of the City of Salisbury shall enter into the Grant Agreement for the purpose of obtaining Federal aid in the development

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of the Salisbury - Wicomico Airport located near Salisbury, Wicomico County, Maryland, and that such Grant Agreement, Contract No. FA 1-244, consisting of "Part I - Offer" and "Part II - Acceptance" shall be in accordance with said Offer and Acceptance attached hereto and made a part hereof, and

BE IT FURTHER RESOLVED that Boyd E. McLernon, Mayor of The City of Salisbury, Maryland, be and is hereby authorized and directed by the Council of The City of Salisbury to execute said Grant Agreement on behalf of said City of Salisbury, and Josephine M. Troublefield, Clerk of The City of Salisbury is hereby authorized and directed to impress the official Seal of The City of Salisbury and to attest said execution thereof by the Mayor of said City of Salisbury, and

BE IT FURTHER RESOLVED by The Council of The City of Salisbury that the Grant Agreement referred to herein be and the same is attached hereto and made a part hereof.

The foregoing Resolution was upon motion by Councilman Long and seconded by Councilman Laws and unanimously carried, passed at the regular meeting of the Council of The City of Salisbury, a body politic and corporate of the State of Maryland, on Monday, June 13, 1960.

20. The Executive Secretary read two articles from recent local newspaper regarding dogs. In this connection Mayor McLernon stated that he had received numerous complaints that dogs are getting more and more out of control and felt that some control should be exercised in the City, and that dogs should be more fully confined, rather than being licensed and let run at large. He recommended that a study be made with a view to preparing a new dog control ordinance, perhaps somewhat drastic in comparison with the present law. He stated that he had first thought of banning dogs running at large entirely, but had considered that perhaps requiring dogs to have muzzle might correct the condition. He asked whether or not the Council concurred in banning all dogs running at large. The Council concurred in Mayor McLernon's recommendations and asked that a study and analysis of the matter be made and a new ordinance prepared, which would be fair, on dog control in the City.

21. The Executive Secretary presented letter from the County Commissioners regarding development of the Game Farm as a park. He stated that it was a rather ambitious program, which would cost considerable money, on which there was no time limit. He stated that the City of Salisbury provides quite a lot of recreation facilities at the City's expense and which are used by people outside the metropolitan area. He presented the proposed plan of development contemplated. After discussion the Council directed that the letter be acknowledged advising the County Commissioners that the Council approves the program and plan to provide some financial assistance in next year's budget.

22. The Executive Secretary reported in the matter of the Lake Street Playground. He stated that he hoped to get together with the Chandlers and get something firm this week regarding acquisition of the property in question. He also advised that the Hodgson Property needed for this improvement had been appraised at \$4,000. and that Mr. Hodgson had asked \$8,000 and

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23. Councilman Fullbrook reported that he had discussed with a member of the HEPCO Company the matter of trading City Yard Property for the old Campbell Soup Property, and he suggested that the City Solicitor carry on negotiations with the Company. Mayor McLernon stated that he would be in favor of not pursuing the idea of trading land, as there is a question of future values on the City's property, however, he would not abandon the idea of trading segment one on the map shown by the Executive Secretary which he stated was valued at \$108,000.00 based on .50 per sq. ft. The City Solicitor inquired as to whether or not the City wanted to deal with the entire property north of the Railroad. After discussion the Council authorized the City Solicitor to negotiate preferably for the entire property and for the best deal possible to make, on a motion by Councilman Martin and seconded by Councilman Laws.

24. The Executive Secretary presented the matter of the odor nuisance caused by operation at the Salisbury Milling Co. He reviewed the matter from 1956 to date. Mayor McLernon stated that he had received many calls from residents of the area complaining since the approach of warm weather with houses open and people sitting on their porches. He stated that he felt that these people have been tolerant long enough and that the City should take whatever action is necessary to correct this unjust evil. He stated that it is recorded in the

DELMARVA COMMUNITY TELEVISION CORPORATION

700 East Main Street, Salisbury, Maryland

June 9, 1960

Mayor and Council of Salisbury
City Hall
Salisbury, Maryland

Gentlemen:

As you are aware, the Court has granted a permanent injunction restraining Delmarva Community Antenna Corporation from constructing a community antenna system within the corporate limits of Salisbury under the franchise granted to it pursuant to Ordinance No. 797 approved by the City Council on March 23rd, 1960.

The Court has taken the position that the Ordinance and franchise are unconstitutional and wholly void under Article 41 of the Declaration of Rights of the Constitution of the State of Maryland. Delmarva has filed its appeal with the Maryland Court of Appeals and believes that its chances of sustaining the validity of the franchise are excellent.

However, substantial delay will result if a CATV system cannot be placed in operation in Salisbury until the Court has acted. Delmarva does not believe the public should be deprived of the advantages of community antenna television while Peninsula Community Television and Delmarva litigate this issue. Accordingly, Delmarva has concluded that the public interest, as well as the private interests of all of the parties involved in this controversy, would best be served if the Council were to grant Delmarva a non-exclusive franchise and at the same time revoking Ordinance No. 797. This would have the effect of rendering the appeal which is now pending moot and would enable Delmarva to proceed immediately to construct and place its proposed CATV system in operation. Delmarva has no objection to a grant of a franchise containing the same terms and conditions to any other applicant.

If other systems are built, the public will, of course, have the advantage of a choice of two or more CATV systems and of such benefits of this competition as may result. It would appear that no sincere applicant can find fault with this proposal.

Mayor and Council of Salisbury

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June 9, 1960

It is, therefore, respectfully requested that this letter be considered Delmarva's application for a non-exclusive franchise on the same terms and conditions as that granted pursuant to Ordinance No. 797, except the portions thereof relating to the exclusive feature. Delmarva will then forthwith execute all necessary documents to effect a surrender of its authority under Ordinance No. 797 and will then proceed immediately with construction under the new franchise.

In the interest of expediting the day on which CATV service will be available to the residents of this area, it is hoped that Council will commence action at its next regularly scheduled meeting. Our representatives plan to be in attendance to answer any inquiries Council may make.

Respectfully submitted,

DELMARVA COMMUNITY ANTENNA
CORPORATION

By: John B. Robins

Secretary

JBR:ed

cc: Boyd E. McLernon, Mayor
cc: W. Edward Wyatt, Jr., City Councilman
cc: W. Paul Martin, Jr., City Councilman
cc: Richard M. Laws, City Councilman
cc: Harry O. Fullbrook, City Councilman
cc: Joseph J. Long, City Councilman

RECEIVED

JUN 9 1960

CITY OF SALISBURY
OFFICE OF MAYOR

TWO OF AMERICA'S FINER STATIONS

W B O C**AM
TV**THE PENINSULA BROADCASTING COMPANY
RADIO - TV PARK, SALISBURY, MD.

June 9, 1960

JOHN W. DOWNING, *President*
CHARLES J. TRUITT, *General Manager*

The Mayor and City
Council of the City of Salisbury
City Hall
Salisbury, Maryland

Gentlemen:

Yesterday, the Circuit Court for Wicomico County, sitting in Equity, entered its decree in No. 10,724 Chancery, "Peninsula Community Television Company, Inc., et al. vs. The City of Salisbury, et al.", declaring Ordinance No. 797 unconstitutional, invalid and void in its entirety. This Ordinance purported to give Delmarva Community Antenna Corporation an exclusive franchise for the operation of a community antenna television system within the limits of the City of Salisbury and the Court's decree permanently enjoined said company from taking, doing or performing any acts whatsoever within said corporate limits in pursuance of said Ordinance No. 797.

On February 29, 1960 and again on March 28, 1960, the undersigned applied to you for the granting of a non-exclusive franchise for such community antenna television operation within the corporate limits of the City of Salisbury, but such applications were denied and exclusive rights granted to Delmarva Community Antenna Corporation, as above mentioned.

In view of the Court's decision that such exclusive rights are unconstitutional, invalid and void, the undersigned, Peninsula Community Television Company, Inc. hereby again makes application to you for the granting of a non-exclusive franchise to construct and operate, within the corporate limits of the City of Salisbury a community antenna television system.

The undersigned requests that said non-exclusive franchise be granted to it for such reasonable period as the Council deems proper under the circumstances.

The Mayor and City
Council of the
City of Salisbury

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June 9, 1960

In general, the undersigned applicant proposes to construct and operate such system in the same manner outlined in its two previous applications to you and explained in detail at various public hearings held by you. We believe these matters are already known to you, but we are ready to furnish any additional information you may desire. Please let us know when you wish to hold a hearing on this application.

Very truly yours,

PENINSULA COMMUNITY TELEVISION
COMPANY, INC.

By: Charles J. Truitt
Charles J. Truitt, Sr.
Vice President

The Council of The City of Salisbury met in regular session at 8:00 P.M., at the City Hall, Monday, June 27, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr. Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the Meeting of June 13, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. The Executive Secretary reported that Mr. Lester Chandler and his Attorney, Mr. Edgar Harvey were present to discuss the matter of Zoning Regulations relating to minimum width and area of lots in Residential B and C Areas. The Executive Secretary stated that when the present Zoning Law was adopted in August 1959 it provided for a certain minimum lot width and area in Residential A Districts, but was silent on Residential B and C Districts, and that Mr. Chandler had a proposed subdivision on Delaware Avenue which has been pending about ten days. He stated that Mr. Chandler had applied for building permits and had been advised by the Public Works Department that larger lots would be required than the 41 ft. lots shown in his plans. The requirement, as prescribed by the Department of Public Works, being 60 ft. lots was 10 ft. more than the minimum requirement for Residential A. District. The Executive Secretary stated that it seemed desirable to have minimum widths and areas covered in the Zoning Law for Residential B and C Areas rather than leave them to the interpretation of departments from time to time, and suggested that some guide be set out in the Zoning Regulations. He advised that no action should be taken in the matter without recommendation from the Planning Commission and that he had requested Mr. Gilman, Planning Director, to study the matter and to give the Council his views as to what should be proposed for B and C Districts, however, in the meantime Mr. Chandler was urgently in need of Council decision in the matter on this particular case in order to go ahead with his building project, and if the Council could arrive at a decision it would not be approving anything that would not be in keeping with the policy the Council would want to support in the Zoning Law. He stated that it was highly desirable to have a guide in this particular phase of the Zoning Law.

Mr. Lester Chandler stated that he had signed a contract to build 10 bungalows on Delaware Avenue between Rose and Booth Street, which he proposed to rent at \$60.00 per month. He stated that he had presented a preliminary sketch of his plans to the Building Inspector and made application for building permits and at that time the Building Inspector quoted from the Zoning Law the requirements for Class A Residential Area, which was a 50 ft. frontage, and that his plans met the minimum requirements, however, after a few days he was advised by the Building Inspector that it had been suggested that larger lots would be required in that area, and he requested a ruling from the Council in the matter.

Mr. Gilman, Planning Director, stated that lot size for B and C Districts is not defined in the Zoning Ordinance and that he had drafted a proposed amendment which would cover A, B, and C Districts, which were not presently covered in the Zoning Ordinance, for lot size. He presented the proposed amendment and explained the requirements (see copy of proposed amendment attached to Minutes).

The City Solicitor advised that under the Charter the Director of the Dept. of Public Works is authorized to approve all plats for subdivisions and that it has been the practice in the past in dealing with new subdivisions to try to increase the amount of land devoted to each new lot. He also advised that the Minutes will show that the Council established a policy by Resolution

whereby nothing under 60 ft. minimum area lots will be permitted in new subdivisions, that wider lots tend to up-grade the area more so than where houses are built closer together. After further discussion the President of the Council advised Mr. Chandler that the Council would endeavor to arrive at a decision later in the meeting and he would be advised as to the decision of the Council.

4. Ordinance No. 800 AN ORDINANCE of The City of Salisbury repealing Ordinance No. 797 of the Ordinances of The City of Salisbury, granting an exclusive franchise to Delmarva Community Antenna Corporation to erect and operate a community antenna television service in the City of Salisbury was duly passed for second and final reading on a motion by Councilman Long and seconded by Councilman Laws.

5. Mr. Cropper, the City Solicitor, presented proposed amendments to Ordinances No. 801 and 802, which he advised were minor amendments and which clarifies the intent of Section 13 of these Ordinances relating to bond. The amendments to Ordinances Nos. 801 and 802 were adopted, as presented, on motion by Councilman Fullbrook and seconded by Councilman Martin.

6. Ordinance No. 801 AN ORDINANCE of The City of Salisbury granting to Delmarva Community Antenna Corporation, a Maryland Corporation, its successors and assigns, a non-exclusive franchise, etc. was duly passed, as amended, on second and final reading on a motion by Councilman Long and seconded by Councilman Laws.

7. Ordinance No. 802 AN ORDINANCE of The City of Salisbury granting to Peninsula Community Television Company, Inc., a Maryland Corporation, its successors and assigns, a non-exclusive franchise, etc. was duly passed, as amended, on second and final reading on a motion by Councilman Long and seconded by Councilman Martin.

8. The Council authorized that copies of the service agreements between the utility companies and the franchise holders, required under provision of Ordinances Nos. 801 and 802, be turned over to the City Solicitor for approval, on motion by Councilman Long and seconded by Councilman Laws.

9. Letters of acceptance of the terms and conditions contained in Ordinances Nos. 801 and 802 were presented by Delmarva Community Antenna Corporation and Peninsula Community Television Company, Inc. (See letters attached to Minutes).

10. Mr. Carl Trabin, representing the Merchants' Association, was present to discuss problems relating to parking fines. He suggested that a courtesy ticket be placed on vehicles found to be in violation, which would indicate that if the ticket were paid within the hour at the City Hall it could be paid for ten cents, however, if the police officer checked the vehicle after the expiration of one hour and it was found to be still in violation, then a regular parking ticket be placed on the vehicle along with the courtesy ticket. He also suggested that the parking violation fine be increased to \$2.00, which he felt would tend to prevent all-day parking in prime parking areas. He stated that he felt the courtesy parking ticket, which was being used in other cities, would bring about good relations between the merchants, the City and the customer, a condition over which the merchants and customers are quite perturbed. The Executive Secretary explained the number of parking spaces available and the type of meters located in the prime parking area. The Executive Secretary also explained some of the complications which would be

Minutes of Meeting of June 27, 1960

experienced in issuing two tickets, and stated that one ticket could be so marked indicating that it could be paid within the hour for one dime, as the courtesy ticket suggested by Mr. Trabin. After discussion the Council concurred in requesting the Executive Secretary to design a parking ticket showing the courtesy feature of payment of one dime if paid within one hour from the time shown on the ticket, and if not paid by that time the fee would be \$2.00, and these tickets to be used for parking meter violations only, to be presented at the next regular meeting for Council action, on motion by Councilman Martin and seconded by Councilman Laws.

11. In connection with the parking tickets, Chief Chatham asked if it would be possible to have a box or some arrangement made available to take care of people paying violations on Saturday and after hours when the Treasurer's Office is not open. The Executive Secretary advised that a slot could be provided in the door of the Treasurer's Office and envelopes available in the vestibule to be used after office hours and on Saturdays and holidays, and this information could be shown on the parking ticket.

12. The Executive Secretary read a letter addressed to the Mayor and Council from the County Commissioners, dated June 22, 1960, regarding request from the Peninsula Beagle Club to build a road on the South side of the Airport and that the City and County install a drainage pipe or bridge over a drainage ditch. The City Engineer reported that he and Mr. Harry Jones, the County Engineer, had looked over the situation and that the County Engineer agreed to do the job for \$1,200.00 if the City would pay one-half the cost (\$600.00), however, he could not say with certainty that this project would make the Airport safe from fire, as the drainage ditch could be called a canal and would require at least 400 yards of dirt to be put over the pipe. After further discussion the Council concurred in advising the County Commissioners that the City is not in favor of paying one-half the cost of this improvement, on a motion by Councilman Fullbrook and seconded by Councilman Martin.

13. Mr. Robert Cannon appeared before the Council and requested that he be permitted to transfer a building permit issued to him for construction of a house on Catherine Street to a house to be built on Priscilla Street. The City Solicitor advised that the building permit in question was obtained originally through sufferance of the Council at a savings to the applicant, and that he saw no reason why Council should permit the moving of permit for one house to another lot in the City. After further discussion the Council resolved that request be denied on a motion by Councilman Fullbrook and seconded by Councilman Martin.

14. The Executive Secretary presented request from Dept. Public Works for Council approval of salary for Andrew Lee Pusey, Laborer, Sewage Service Crew, to fill a vacancy at \$51.00 per week. He advised that the salary schedule for this position provides \$50.00 per week and recommended approval according to salary schedule. Council approved salary at \$50.00 per week on motion by Councilman Laws and seconded by Councilman Martin.

15. Ordinance No. 803 AN ORDINANCE of The City of Salisbury prohibiting dogs from running at large within the Corporate Limits of the City of Salisbury; authorizing the impounding and destruction of dogs; providing a penalty for violations, was introduced and passed for first reading on a motion by Councilman Fullbrook and seconded by Councilman Laws, after the elimination of Section 6.

Minutes of Meeting of June 27, 1960

In this connection Mayor McLernon inquired as to whether or not Ordinance No. 803 should provide for dog control officer or should such an item just be provided for in the budget. He recommended that the City have a dog control officer and requested Chief Chatham to give some thought as to what the dog control officer's work will be. The Council concurred in having a full time dog control officer.

16. The Executive Secretary reported that bids were received and opened on June 13, 1960 for Utility Type Wheel Tractor and those which met City specifications were as follows:

Cavanaugh Motors, Inc.	Ford Model 671-18-42 Select-O-Speed	2,233.23
Friendly Farm Service	Oliver Model 550	2,321.00
Quillin-Valliant, Inc.	International Model I1340	2,448.00
Paving Supply and	Oliver Model 550 -	2,744.00
Equipment Co.	Oliver Model 550- Diesel	3,190.00

The Executive Secretary recommended that the low bid of Cavanaugh Motors for Ford Model 671-18-42 "Select-O-Speed" for \$2,233.23 be accepted. Council authorized the purchase from the low bidder, as recommended, on a motion by Councilman Laws and seconded by Councilman Martin.

17. The Executive Secretary presented proposed program and budget for continued joint planning (see copy attached to minutes). Mr. Gilman, Planning Director, suggested that request for Federal Aid be negotiated through action of the County, and that the County be notified that the City agrees to the proposed plan and budget and the County taking action in the matter. After discussion the Council concurred in notifying the County Commissioners that the proposed plan and budget were approved by the Council and recommended that they request the Federal Grant, on a motion by Councilman Laws and seconded by Councilman Martin.

18. The Executive Secretary reported that a letter had been received from the Watson Shirt Company notifying the City that they will vacate the old Armory Building by the end of July 1960.

19. The Executive Secretary reported that a petition had been received regarding odor from rotting vegetation in the vicinity of the Brickyard. He stated that the petition had been turned over to Mr. Cooper, the City Engineer, for investigation and that the City Engineer considered this to be a major problem; he thought could be corrected by raising the water level. The Executive Secretary stated that perhaps the matter should be handled the same as tax ditches, but advised that more study will be given to the matter before action is recommended.

20. The Executive Secretary reported that petition had been received requesting the prohibition of trucks using North Division Street between Salisbury Blvd. and Isabella Street. He stated that the Chief of Police had conducted a survey to determine how many trucks were using the route and where they were going, and he reported on the survey. After discussion the Council concurred in authorizing that appropriate signs be erected to prohibit truck traffic on North Division Street between Salisbury Blvd. and Isabella Street, and directed that appropriate signs be erected, on a motion by Councilman Laws and seconded by Councilman Martin.

Minutes of Meeting of June 27, 1960

21. The Executive Secretary presented the Treasurer's Financial Report for the month of May 1960 together with a report, which he had designed, showing financial condition from January to May 1960.
22. The President of the Council announced that immediately following adjournment of the regular session the Council would meet in an executive session.
23. The meeting adjourned at 11:10 P.M. on motion by Councilman Long and seconded by Councilman Laws.

July 11, 1960
Date

ME [Signature]

President of The Council

Josephine M. Traubelfield
Clerk

EXECUTIVE SESSION

Immediately following adjournment of the regular meeting of the Council of The City of Salisbury, at 11:10 P.M., Monday, June 27, 1960, the Council convened in an executive session with all Council Members and Mayor McLernon present.

1. The Executive Secretary reported that the City Solicitor had carried out negotiations directed by the Council with a view to possible acquisition of the HEPCO Property lying between the B and E. Railroad Tracks, Lake Street, School Street and Delaware Avenue, plus the parcel East of Lake Street to Johnson's Pond, and that one member of the Corporation had indicated that it could possibly be bought for \$125,000.00. The Executive Secretary stated that he had made an evaluation of the property in question for the City's purposes as follows:

1	Office Building with 1,375 sq. ft. of floor space, with 3 floor @	\$ 25,000.00
1	Heavily constructed brick machine shop of 10,300 sq. ft. and a heavily constructed brick warehouse, 12,250 sq. ft. @ 7.00 sq. ft.	157,850.00
1	Large Galvanized Iron Equipment Shed, 5,500 sq. ft. @ 1.00	5,500.00
1	Galvanized Iron Storage Shed, 6,700 sq. ft. @ 1.00 sq. ft.	6,700.00
	205,000 Sq. Ft. of Land @ .25	51,250.00

Total - Approx. 36,125 sq. ft. floor plus land \$ 246,300.00

The Executive Secretary stated that all of the buildings had first class concrete floors and that the prices estimated for the galvanized iron equipment shed and storage shed was little more than the cost of the concrete floors alone. He stated that the buildings were admirably suited for the City Yard use and were mostly of a quality much higher than the City could ever think of building if they started from "Scratch." He stated that it was his opinion that it represents a very sound value, in fact a bargain, and that it would cost the City ultimately more than twice as much to remain near its present location and then wind up by only having one-half as much floor space as is available in the HEPCO property. He recommended that the City make a firm offer to the HEPCO Corporation of \$120,000.00 for the property. Mr. Cropper, City Solicitor, reported to Council that he had conferred with a member of the HEPCO Company (Mr. Rob Holland) and that it had been indicated to him that at least this member of the Corporation would be agreeable to a price of \$125,000.00 for the entire tract in which the City is interested.

Mr. Cooper, City Engineer, reported to Council that there was immediate need for a motor maintenance shop at about \$30,000.00 (5,000 sq. ft.) and an inventory building (7,250 sq. ft.) at about \$45,000.00; also another building would be needed in the near future for small shops and office (6,240 sq. ft.) at \$49,000.00 - a total of \$124,000.00 (18,490 sq. ft.). He stated that building cost would be greater in the area near the present City Yard than would ordinarily be the case because of the unstable nature of the soil at that place.

The Executive Secretary pointed out that the \$124,000.00 that would be required for the remaining at present location, plus the value of the land estimated at about \$100,000.00, would total \$224,000.00 and provided only one-half as much as could be acquired from the HEPCO Corporation for probably \$120,000.00 and that there would be no comparison in the quality due to the superior construction quality of the buildings on the HEPCO property.

Councilman Laws inquired as to how much more money would be needed to adapt the buildings and the HEPCO property to the City's use. The Executive Secretary advised it would not exceed \$10,000.00 and perhaps could get by with less. Councilman Fullbrook inquired as to what HEPCO Company thought about trading properties. The City Solicitor advised they were not interested in trading properties. Councilman Laws inquired as to how it would be financed.

Minutes of Executive Session - June 27, 1960

The City Solicitor advised that the purchase could be financed by bond issue, and that the HEPCO Corporation might be interested in not being paid until next year, and that a bond issue was planned for next fall.

The Executive Secretary stated that he did not know how much more money will be needed for Riverside Drive and Kendall Street Extension, as he has been unable to get figures on the projects from Department of Public Works, however, the money needed for these projects and to purchase the HEPCO property could be obtained in one bond issue. He also stated that the City could proceed to advertise to sell the other buildings in place, and realize some money from the sale. The City Engineer advised of the necessity of certain buildings badly needed to carry on operations. The Executive Secretary stated that an answer was needed in order to know what to do about moving the quonset buildings at the City Yard, as on August 7th bids will be advertised by the State, and stated that if the Council does not approve the proposal, requested that a decision be made as to what was to be done in the matter. Councilman Fullbrook stated that he could not see spending \$200,00 when the City will not grow.

The Council reviewed the plans of the proposed buildings to be located at the present site of the City Yard and asked the City Engineer just what would be needed at present. The City Engineer advised that the most urgently needed was a warehouse, a motor repair shop and office, which would cost about \$75,000.00. Councilman Fullbrook suggested that \$75,000 be appropriated to construct suitable building for the City Yard, to move and sell the two quonset buildings if possible, and that this project be financed by a bond issue. After discussion the Council concurred in the suggestion of Councilman Fullbrook to appropriate \$75,000 for buildings at the City Yard to be financed by a bond issue, on a motion by Councilman Long and seconded by Councilman Laws. The Council requested that the HEPCO Corporation be advised that the City is no longer interested in the old Campbell Soup Property.

The City Solicitor inquired as to whether or not there was anyway an estimate of everything needed could be prepared for one bond issue, as there would be economy by estimating everything to be covered by one ordinance and bond issue.

2. The Executive Secretary advised that the matter of Mr. Lester Chandler's request for building permits was to be decided. The City Solicitor advised that the City has a policy of requiring new subdivisions to comply with a 60 ft. frontage and this policy has been complied with except for very few exceptions, and in such cases the very smallest lot size permitted had been 50 ft. The City Engineer advised that a 50 ft. lot would be in keeping with the City's policy and that a 50 ft. lot would be the minimum that should be permitted in this case. After discussion the Council concurred in authorizing the issuance of building permits to Mr. Chandler on the basis of 50 ft. lots for his subdivision, and that the matter of amending the Zoning Law be given more study before final action is taken, on a motion by Councilman Long and seconded by Councilman Laws.

3. The meeting adjourned at 12:10 A.M. on a motion by Councilman Long and seconded by Councilman Martin.

July 11, 1960
Date

W. E. M. Long
President of The Council

Josephine M. Frankhelf
Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, July 11, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen: Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the Meeting of June 27, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. Mr. Alvin Benjamin, representing the Merchants' Association, together with members of the Chamber of Commerce was present and presented a plan for down town parking. The proposed plan, which he read, provided for courtesy tickets to be issued when a parking violation occurs, and the courtesy ticket would indicate that the metered time has expired and that this is a courtesy ticket which will not be considered a violation if ten cents is placed in the attached envelope and deposited in the collection box located nearby on or before another hour passes; also indicating that failure to pay the ten cents will result in a regular summons being issued, the cost of which will be \$2.50. He suggested that the tickets be in colors to enable the officer patrolling the meters to determine whether or not the courtesy ticket is more than an hour in violation and when a regular parking ticket should be issued. Mr. Benjamin stated that the merchants feel that customers are staying away from down town due to the parking situation and asked that the outlined plan as presented be reviewed and if found feasible that it be put into effect. Mayor McLernon advised that he had reviewed the plan and considered it to be workable and feasible and if the Council concurred the plan could be put into full force and effect. After discussion the President of the Council advised that the plan appeared to be generally favored, but the matter would be discussed further and the merchants and the Chamber of Commerce would be advised as to the decision of the Council.
4. There were thirteen people present to discuss Ordinance No. 803 - AN ORDINANCE of The City of Salisbury prohibiting dogs from running at large within the Corporate Limits of The City of Salisbury; authorizing the impounding and destruction of dogs; providing a penalty for violation, which was scheduled for second reading. The views of those present were as follows:

Paul L. Beach, 421 Somerset Avenue - protested passage of the Ordinance - felt it was too strict.
Bob Banks - 404 Decatur Avenue - In favor of passage of Ordinance No. 803.
Wm. E. Rinehardt, 511 S. Pinehurst Ave., - Opposed passage of Ordinance.
R. D. Mills - 206 Sheffield Avenue - in favor of passage of the Ordinance.
Walter Brown - 202 Lincoln Avenue - in favor of passage of the Ordinance.
Edward Waller - 409 Royal Street - Opposed passage of the Ordinance.
George Hart - 100 Monument Square - in favor of passage of the Ordinance or some control.
Edward Franey - 717 Camden Avenue - Protested passage of Ordinance No. 803, but felt there should be some control by the City.
Wilson Howard - 221 North Blvd., - Opposed passage of Ordinance No. 803, but felt that there should be some regulation.
Bowers Owens - 505 S. Pinehurst Avenue - Not in favor of Ordinance No. 803 - far too strict.
Mrs. Edna Callis - 507 Truitt Street - In favor of some control, but felt Ordinance 803 too strict.
Kerns Mears - 534 S. Park Drive - In favor of passage of Ordinance No. 803.
John Esham - 920 Preston Street - In favor of passage of Ordinance as written.

Minutes of Meeting of July 11, 1960

After considerable discussion and each of the above expressing their views the City Solicitor asked if there were any suggestions as to changes in the Ordinance, and explained the provision of fines as set forth in the Ordinance. Mayor McLernon advised that he had before him five letters all of which were in favor of passage of the Ordinance. He read the letter from the Salisbury Kennel Club, comprised of sixty members, advising of their approval and support and advocating passage of the Ordinance. The President of the Council thanked the delegation for appearing and expressing their views and advised that the matter would be tabled for two more weeks for study and consideration of all that had been expressed at the meeting before final passage of Ordinance No. 803.

5. The Executive Secretary reported that a letter had been written to the Chamber of Commerce regarding Christmas Decorations, but to date no reply had been received.

6. The Executive Secretary reported that he had received one complaint regarding one-way traffic on Camden Avenue, which is being carried on on a trial basis. Councilman Long stated that he had heard some objection to the two-way traffic on Wicomico Street and suggested that Wicomico Street be made one-way in one direction and Winder Street one-way in the opposite direction. The City Engineer explained the reason for making Camden Avenue one-way into town from Newton Street - the reason being to control traffic at the intersection. He stated that Wicomico Street is a wide street and the condition could be improved by improving the return at Wicomico Street and Camden Avenue.

7. The Executive Secretary reported that a representative of the City Directory had made a proposal to give the City a full page of advertising in the new City Directory and six copies of the directory for \$300.00. He stated that the City had in the past gotten three City Directories and the price of the three Directories with no advertising would be \$180.00. After discussion the Council agreed to purchase three new City Directories only for \$180.00 on a motion by Councilman Fullbrook and seconded by Councilman Laws.

8. The Executive Secretary reported that he and Chief Chatham had gone to Baltimore on Thursday, July 7, 1960, to receive the Safety Award for the City of Salisbury, which he presented to the Council.

9. The Executive Secretary reported that the City Solicitor is ready to file condemnation proceedings on the Hodgson Property on Lake Street, as authorized by the Council. He advised that he had been negotiating with Lloyd Chandler and Son to acquire their property on Lake Street, and that in this connection he had an appraisal made of the property by Alfred T. Truitt, which was \$11,891.00 for the entire property. He stated that it had been appraised by Oscar Davis previously at around \$6,000.00 or \$7,000.00, and that the Chandler's asking price for the property at that time was \$20,000.00. The Executive Secretary stated that he felt Mr. Truitt's appraisal was a fair appraisal and recommended that an offer of \$12,000.00 for the entire property be made - advising that if they want the houses on the property they can purchase them back at a reasonable price, and if they do not accept the offer to institute condemnation proceedings. He advised that the property is needed for the Lake Street Playground to enlarge the ball field and it will also provide space for tennis courts. After discussion the Council authorized the City Solicitor to make an offer to the Chandler's for the property and if it is refused to institute condemnation proceedings, on a motion by Councilman Martin and seconded by Councilman Fullbrook.

Minutes of Meeting of July 11, 1960

10. The Executive Secretary read a memorandum from the Dept. Public Works regarding request from the Incinerator and Sewage Treatment Plant Commission that the City take over the operation of three recently constructed sewage lift stations. The City Engineer stated that there have been some problems in the lift station and that he felt the City would not want to assume the responsibility of taking them over until they are in proper working condition. He stated that two of the lift stations are operating satisfactorily and can be taken over and he outlined the conditions to be corrected at the Wood Street Lift Station before it should be taken over by the City. He recommended that the City take over the operation of the lift Stations at Mill and Fitzwater Streets now and that the third lift station be taken over when it is in proper condition; also that Alfred Matthews be taken from the Water Metering Program to take over the maintenance of the Sewage Lift Stations. He stated that if trouble develops in any of the three lift stations the Commission should be expected to take care of it. The Executive Secretary stated that Mr. Grier, Chairman of the Commission, had advised that they were going to run short of funds on the Commission and that he had asked Mr. Grier to furnish a financial statement as to just how much more money will be needed, and that it will have to be included in the proposed bond issue; and that as soon as the financial statement is received from the Commission he will be ready to report to the Council. The Executive Secretary recommended that the Sewage Lift Stations be taken over by the City as recommended by the City Engineer. The Council authorized that the two Sewage Lift Stations be taken over now and the third to be taken over when it is in proper condition, and that Alfred Matthews be transferred for the maintenance of the lift stations, with an increase in salary from \$60.00 to \$65.00 per week, as recommended by the City Engineer, on a motion by Councilman Martin and seconded by Councilman Laws.

11. The Executive Secretary reported in the matter of ambulance service for indigent patients outside the City limits. He suggested that the County Commissioners be requested to take care of ambulance charges for indigent patients in the County. Councilman Fullbrook recommended that the County Commissioners be advised that the City will not provide ambulance service for people outside the City free of charge. The Council concurred in advising the County Commissioners accordingly.

12/ The Executive Secretary presented the matter of twenty (20) applicants for tax exemption in the Special Assessment District. He stated that he had asked the City Solicitor for a ruling on property that does not meet entire requirement and that the City Solicitor had advised that the property must meet all requirement otherwise no exemption will be allowed wholly or in part. He stated that a study will have to be made of each property to figure how many parking spaces are required in each case. He advised that the City Engineer had raised the question that the lot should be stabilized and shaped and put in condition for parking and property signed for public parking - that which is available for public parking should be made plain. The Executive Secretary stated that he will present facts and figures to the Council for approval or disapproval of the exemptions.

13. The Executive Secretary read a memorandum from Public Works Dept. regarding curb and gutter for Rivercrest Subdivision. He stated that the City has been requested to continue with curb and gutter in this subdivision, in order to complete the entire subdivision this year, and this would cost \$2,235.00 in City funds. He stated that \$1,912.70 has been spent for curb and gutter in this subdivision, and that if Rivercrest, Inc. is agreeable to putting up the money to continue the curb and gutter to go ahead with the project and the City could refund the City's share, amounting to \$2,235.00, from next year's appropriation, but nothing more could be

Minutes of Meeting of July 11, 1960

spent from the current budget for curb and gutter in this subdivision. After discussion the Council concurred in proceeding with curb and gutter for the remainder of Rivercrest Subdivision, if they will provide the money needed to do the job, and the City's share to be refunded from the 1961 Budget, on a motion by Councilman Martin and seconded by Councilman Laws.

14. The Executive Secretary presented the following reports:

Treasurer's Report of Airport Receipts and Expenditures for Month of June 1960.
Police Dept. Report of Parking Tickets for Month of June 1960.
Police Dept. Report of Operation of Cars for Month of June 1960.
Report of Fire Marshal's Activities for Month of June 1960.
Report of Fire Dept. Activities - Month of June 1960.
Report of Ambulance Service Month of June 1960.

15. Mayor McLernon advised that the Building Committee of the Library would like to meet with the Council to give a report of their growth and activities and to explain their problems and objectives. He stated that they have had a consultant look over various properties in the City for possible relocation and that the old Armory building appears to be the most favorable of the properties in his report for Library purposes and that they would like to discuss possible acquisition of the Armory with the Council in a special meeting. The Council agreed to meet with the Library Board on Monday, July 18, 1960 at 7:30 P.M. at the City Hall.

16. The Executive Secretary reported that the Urban Services Commission desires a meeting with the Council to discuss engineering aspects of the proposed sanitary sewer project. After discussion the Council agreed to meet with the Urban Services Commission at City Hall, Monday, July 18, 1960 at 8:30 P.M.

17. The Executive Secretary read a memorandum dated July 11, 1960, sent to Public Works Dept., regarding periodical reports from that department, together with memo dated January 6, 1960 and December 1967 on the same subject, from the Mayor's Office. He stated that written reports in considerable detail are received from other City departments, but that such reports have never been received from the Department of Public Works. The City Engineer presented the various reports prepared by the Dept. of Public Works, together with charts showing various projects planned and the stage of progress. The Executive Secretary stated that the charts were very good, but that the Mayor and Council wanted something in written form setting forth what personnel is used for, etc. After further discussion the Council requested that the Department of Public Works furnish something in a narrative form similar to a newsletter as a report, in order that they may be informed as to what is being done in the Public Works Dept. and also they will have something for study.

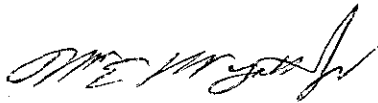
18. Councilman Laws reported that the Chamber of Commerce had inquired about signs being erected to direct people to the business district from Isabella Street and North Division Street and had suggested that signs be erected at intersections on Route 50 pointing to the business district.

Minutes of Meeting of July 11, 1960

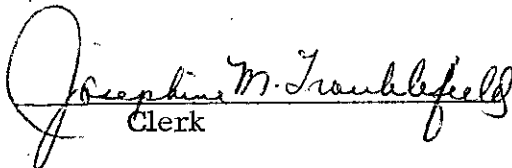
19. The Executive Secretary advised that the matter of the Merchants' request for courtesy parking ticket plan was to be considered. He stated that he had gone over the matter with them and that some of their ideas were not at all feasible, however, the proposed plan as presented earlier at this meeting was feasible and that it would involve an expenditure of about \$1,500. for boxes in which to deposit the fines plus the cost of colored tickets and special envelopes, all of which would come from the Parking District Fund. He estimated that it would take about two months to put the plan into effect, as he had to get prices of the necessary supplies. After discussion the Council authorized that the courtesy parking ticket plan as presented be adopted and asked that the Executive Secretary proceed with getting the necessary materials, on a motion by Councilman Martin and seconded by Councilman Laws.

20. The meeting adjourned at 11:35 on a motion by Councilman Long and seconded by Councilman Martin.

July 19, 1960
Date



President of The Council


Clerk

The Council of The City of Salisbury met in special session at the City Hall at 7:30 P.M., Monday, July 18, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Joseph J. Long, Richard M. Laws, and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The Board of Trustees of the Wicomico County Free Library were present to discuss problems of the Library. Mr. E. Dale Adkins, Attorney, was spokesman for the group. Mr. Adkins stated that the Library is in need of public support and the purpose of their coming before the Council was to present some of the facts concerning problems and the service which is rendered by the Library. He stated that he felt it was important to make it known that the Library is not privately owned - that it is run by a board of trustees and can be regulated by all of the citizens, and that annually there is a meeting at which any adult citizen in Wicomico County is entitled to vote. He also stated that the Library is supported by contributions by the County, City, State, and a less substantial contribution from the Federal Government. Mr. Adkins stated that the present Library building is inadequate for the services rendered, that it has outgrown present facilities and has fallen farther behind than any other cultural service rendered in the City, which was borne out by the McCabe Survey. He stated that 75% of the circulation of the Library is to citizens within the corporate limits of Salisbury and that 25% of the circulation to citizens outside the corporate limits thru the Bookmobile.

Mrs. Fred M. Horsley, Librarian presented and reviewed a report of cash receipts and disbursements of the Library for the Year ending June 30, 1960 together with a statistical summary of the Library operations. Mrs. Horsley also presented charts based on five year periods showing circulation and services rendered, operating expenses and the increase in borrowers. She stated that due to lack of space the Library has had to withdraw quite a few of the older books to make room for new books and also discontinue many magazines. She also stated that it had become necessary to remove the chairs and tables from the Children's Room in order to make standing room.

Mr. Adkins stated that the Library needs help and that they would like to work out some plan whereby the City would give the old Armory Building to the Library either outright or lease it for a long term for a nominal rent, and this would solve a real problem for the welfare of the community. He stated that for \$200,000.00 the old Armory Building can be turned into a creditable library, and that the Library would be in a much better position to go to the public with some sort of fund raising program if they could go to the public with the Armory being made available as an outright gift or at least on a nominal rental basis.

Mr. Charles Hearne, Attorney, asked the Council to consider that real progress is being stifled by the inadequate facilities of the present library, and that the Library has been outgrowing space at the present location for about eight years. He stated that the money contributed from the County cannot be spent for capital expenditures, can be used only for operating expense, and that this is the largest contribution received by the Library. He stated that the old Armory Building will serve the purpose very well for use by the Library, but will require a lot of work and a large outlay of money to make it look like a library, and that a considerable sum of money would have to be raised to convert the building. He stated that the land at the site of the old Armory has some value, but the building has little value except for some public building and he felt the Library is the logical one.

Councilman Laws inquired as to plans of the present library building.

Minutes of Special Meeting July 18, 1960

Mr. Hearn stated that the plan for the present building was to sell it to create a nucleus for the building program.

Mayor McLernon advised the group that the City recognizes the fact that the Library has problems and at the same time the City has problems. He stated that the City has use for the present Library building and with the feeling that the Library might find desirable use of the old Armory he would suggest a trade or swap of some nature might be considered which would be considered to everyone's mutual gain and benefit, and with those thoughts in mind he stated that he would like to hear some discussion along that line.

Mr. Adkins advised that the Library would be most happy to see the City have the present Library building and would like to approach it on the grounds that the City would let the Library have the old Armory and then would sit down and discuss the Library letting the City have the Library building. He stated that some sort of lease deal could be worked out on the two properties whereby the old Armory could be leased to the Library Board for a very nominal consideration and the Library would lease their present building to the City for something more than nominal, which would be a fair rental. This would be permitting the Library to get some capital and the City would be getting the benefit of the Library building, however, he stated that they were not in a position to talk trade on equal terms.

The President of the Council thanked the group for appearing and advised that the matter will be given study and consideration.

2. The Executive Secretary reported that the Planning Commission had scheduled a field trip to New Jersey and Pennsylvania on Thursday, July 28, 1960, to visit a number of industrial centers and housing developments, and he presented a schedule of the trip and inquired as to how many of the Council Members would be able to go.

3. The Executive Secretary reported that bids had been received and opened on July 18, 1960 on the Kendall Street Crossing, Contract F.A.P. U.S. 806(1) and SM-4-60 as follows:

George and Lynch, Wilmington, Del.	\$ 34,470.50
Scott and Wimbrow, Berlin, Md.	34,219.75
Lance J. Eller, Keller, Va.	34,470.50

The Executive Secretary advised that the bids had been reviewed by the Dept. of Public Works and found to be in order, and he recommended that contract be awarded to the low bidder, George and Lynch, in the amount of \$34,053.00. Council authorized award of contract to the low bidder as recommended on a motion by Councilman Long and seconded by Councilman Martin.

4. The Urban Services Commission together with the County Commissioners appeared before the Council to discuss engineering problems in their plans for their services. Mr. Victor Laws spoke for the Commission and expressed appreciation for cooperation and help given by the City Engineering Staff in working out various problems. He stated that their plans had been prepared by Whitman Requardt, who had prepared the preliminary plans for the previous Commission, and that in the course of discussion a number of changes in design for the project have been made.

Minutes of Special Meeting July 18, 1960

Mr. Laws listed and explained the number of changes suggested by the City, to which the Commission agreed, together with the cost involved. He stated that the most difficult suggestion was that the system as designed has trunk line sewer at Pine Bluff and Woodland Road to connect with City's system to College Avenue Pumping Station and the City's suggestion is to re-design the system to use the trunk line in Frederick Avenue. He stated that the consultants reported that this would cause a very large increase in project cost and there was a legal question as to how much tax can be imposed on people for something they did not need in the district in order to serve people in another district. He stated that the Commission offered a compromise of a 12 in. line from Woodland Road down Pine Bluff Road to Frederick Avenue to connect to the City's 15 in. line. He also stated that the Commission want to do everything within their means to meet the City's requirements, and would do everything suggested by the City if they had the money, but they are up against a ceiling of borrowing power and particularly so in the suggestion of the trunk line.

The City Engineer stated that he thinks the system as designed will work, however, he does not think it is the very best design to meet City's standards, and that the City has made some compromises. The City Engineer reviewed and explained reasons for the suggested changes in the design of plan and the point of major disagreement to re-design the system of the sewer trunk line. He explained that the plan as originally designed, a 12 in. sewer could not get the velocity which the Health Department would approve. He stated that the City's minimum is 1.75, but he would approve 1.5 if it is true, and it was his opinion that if the Commission will comply with the suggestions made by the City it will not cost anymore money.

Mr. Insley, President of the County Commissioners, stated that the Health Dept. has indicated that they would approve the Commission's plans. The City Engineer stated that it was his understanding that the Health Dept. would not approve the plans until they were approved by the City as being acceptable to the City. The City Engineer advised that it is in the agreement between the City and the Urban Services Commission that the City will maintain their system when they need service and since the City has committed themselves for such maintenance it should be near City's standards.

Mayor McLernon advised that when the project was started the Public Works Department of the City was directed to examine the plans to determine if they were designed in accordance with the City's specifications, and that is what they have attempted to do.

Mr. Laws stated that the Commission will stand ready to make any minor additional changes suggested by the City, and that on the back bone trunk line he would instruct their engineer to have specifications changed to a 1.5 minimum flow, and that he was under the impression that this had already be done. He stated that he believed that they have made every reasonable effort to meet the City's requirements and asked that the City accept the plans in order that they can proceed with the project. After further discussion the City Engineer advised that he would meet with Whitman - Requardt and the Chief of the Board of Health to discuss the matter and will give the Council an official report, and suggested that the Urban Services be asked to delay until after his meeting.

Minutes of Special Meeting July 18, 1960

5. The Executive Secretary stated that in the matter of the old Armory Building and the Library he would suggest that as a basic offer - the City to swap the Armory for the Library property and the City to provide the Library with \$75,000.00 in cash if the County would provide \$75,000.00 in cash. He stated that the use of the old Armory by the Library will increase their operating expenses as that will be a much larger operation which will necessitate an increase of at least 50% in annual operating revenue. He stated that with the old Armory and \$150,000.00 in cash to begin with the Library could then put on a drive and try to get an additional \$100,000.00 in cash.

6. The meeting adjourned at 10:20 P.M. on a motion by Councilman Martin and seconded by Councilman Laws.

Date

July 25, 1960

McEWITT Jr.

President of The Council

Joseph M. Trumbly
Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, July 25, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the special meeting of July 18, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. Mr. William Booth appeared before the Council and presented a revised plat of the Booth Development Clairmont Subdivision together with a letter addressed to the Mayor and Council requesting approval of the revised subdivision plat. He advised that the matter would be presented to the Salisbury Planning and Zoning Commission requesting a change in boundary at a meeting on August 4, 1960. After discussion Mayor McLernon advised Mr. Booth that the Council had not seen the revised plat before this meeting and requested that it be left for study and consideration. The revised plat together with the letter were taken by the City Engineer.
4. The Treasurer reported that the Airport Commission presently lease with the Salisbury Charter Service for ground rental at \$600.00 per year, which has two more years to run, and which the Salisbury Charter Service is anxious to be released from; and that there is a farmer in the neighborhood who is interested in leasing the land for \$500.00 per year, who in addition to renting the ground will do the grass cutting around the Airport which annually amounts to between \$250.00 and \$350.00. He stated that the Airport Commission would like an expression from the City in the matter. The Council indicated that the proposal appeared to be favorable.
5. The City Engineer presented request for employment of W. L. Ayers (Nelsonia, Va.) as Chief Mechanic to fill vacancy created by resignation of Wakeman Whayland, at a salary of \$100.00 per week. He stated that Mr. Ayers would be available about September 1, 1960, and considered him very capable for the position and recommended Council approval of the salary. After discussion the Council approved the salary as requested on a motion by Councilman Long and seconded by Councilman Martin.
6. In this connection Councilman Long inquired as to approximately when the new motor maintenance shop facilities would be available. The City Engineer advised that in about three months the new shop would be available, that it would take about 30 days before bids could be asked for. Councilman Martin stated that if the new Chief Mechanic has such high capabilities that much of the work which is now being sent outside for repair should be done in the City's shop when the new facilities are available, also work done for other departments. The City Engineer stated that this would be possible with the new mechanic and facilities.
7. The City Engineer presented a report in the matter of Urban Services Commission Riverside District Project, following his meeting in Baltimore with Whitman - Requardt and the Health Dept. He set forth four plans, listed in priority, which would be acceptable to the City (copy of report attached to Minutes) and suggested that alternate bids be received on the four plans and contract be awarded on the most desirable plan that does not exceed the money available to the Commission. After discussion the Council concurred in approval of the highest type of plan that can be built within the funds at the disposal of the Commission on a motion by Councilman Long and seconded by Councilman Martin.

Minutes of Meeting of July 25, 1960

8. The Executive Secretary presented the problem of the route of the interceptor sewer. He stated that the plan calls for it to go under the underpass at Main Street and Salisbury Blvd., and there could be no traffic thru after the project starts. The City Engineer presented a map of the proposed interceptor sewer and explained the route and stated that it was desirable to relocate the route to east of the railroad, and that this was considered feasible by the contractor and Mr. Skirven of the State Roads Commission had given tentative approval to relocate the route. The Executive Secretary called to the attention of the Council that he had been informally advised by the Chairman of the Commission that additional funds would be needed to complete the project due to the extra costs that had been incurred so far. After further discussion the Council resolved that if the sewer route could not be relocated to avoid the underpass route that the Commission be requested to end the project for the time being at the Salisbury Blvd. and to complete the project from additional funds to be provided about two years hence, and that a letter be sent to the Chairman of this Commission advising him accordingly, on a motion by Councilman Long and seconded by Councilman Martin.

9. In this connection the Executive Secretary advised that he had written to the Chairman of the Commission asking for data on additional funds which will be needed to complete the interceptor sewer project.

10. Councilman Long inquired as to whether or not the report on the use of City owned motor vehicles had been received from the Dept. of Public Works. The Executive Secretary advised that it had not been received to date.

11. Ordinance No. 803 AN ORDINANCE of The City of Salisbury prohibiting dogs from running at large within the Corporate Limits of The City of Salisbury; authorizing the impounding and destruction of dogs; providing a penalty for violations was presented for second and final reading and after the following amendments was duly passed as amended on a motion by Councilman Martin and seconded by Councilman laws:

Section (d) - Paragraph (c) - change the work "Otherwise" to read -

"Under Immediate Supervision and Command."

Section 7 - Change effective date from date of final passage to

"Take effect from and after October 1, 1960."

12. The Executive Secretary read a letter from Mr. John L. Morris addressed to the Mayor and Council regarding traffic control at intersection of Carroll St. and Camden Ave., and suggested that two-way traffic be permitted on Camden Ave., and that if there is to be only one-way traffic on Camden Ave. that it be in the opposite direction. The Executive Secretary stated that the question is whether or not one-way traffic on Camden Avenue is really needed and suggested that it was approved on a 30-day trial basis and that the letter be referred to the Police Dept. for study and report as to why two-way traffic cannot be permitted on Camden Avenue. Councilman Long suggested that the right lane of traffic from Mill Street into Riverside Drive be continuous and that the traffic light for the right lane traffic be continuously green. Chief Chatham stated that he had been observing the traffic at this intersection and recommended that the south bound traffic going into Riverside Drive be permitted to move on with continuous green light and that a big sign "Yield Right of Way" be erected at this intersection. After further discussion the Council requested that the City Engineer and the Chief of Police work out some plan for traffic at this intersection and report back to the Council.

City of Salisbury

OFFICE OF THE MAYOR
SALISBURY, MARYLAND

July 29, 1960

Mr. E. Dale Adkins, Chairman
Library Building Committee
111 High Street
Salisbury, Maryland

Dear Mr. Adkins:

The City Council had further discussion in the matter of assistance to the Library at the meeting on July 25, 1960. This was a continuation of the discussion which they had with you at the meeting of July 18, 1960. After considerable discussion the Council authorized me to say to you that the Council would consider favorably an exchange of the old Armory for the property now owned by the Library on an even property for property basis. No indication was given that any further assistance was in contemplation at this time.

Very truly yours,



Ernest L. McLendon
Executive Secretary

cc
Council Members

Minutes of Meeting of July 28, 1960

13. The Executive Secretary reported for Council information that progress is being made in the acquisition of the Tidewater Oil Property on Camden Street, and also that Abbott Brothers have decided to remain at the present location until the expiration of their lease, May 1, 1961.

14. The Executive Secretary read a letter addressed to Chief Chatham from the Jr. Chamber of Commerce expressing appreciation for protection for the Annual Fourth of July Party in Municipal Park.

15. The Executive Secretary presented the new Plumbing Code, which he advised will be advertised will become effective August 1, 1960 and that they may be purchased from the Treasurer's Office at \$4.50 per copy.

16. The Executive Secretary reminded the Council of the field trip scheduled for Thursday, July 28, 1960.

17. The Executive Secretary presented the Treasurer's Financial Reports for the month of June 1960 and reviewed items in the various funds.

18. The Executive Secretary advised that there a number of items to be included in a bond issue, but to date had been unable to get sufficient information on water and sewer to discuss it intelligently with the Council, and that until he was able to get sufficient information he would be unable to discuss it.

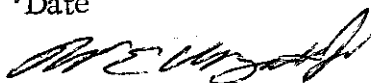
19. The Executive Secretary inquired as to whether there had been any further discussion on the Library question, and that if the Council had any further thinking in the matter perhaps he could get together with Mr. Dale Adkins, Chairman of the Library Building Committee and come up with a proposal. After discussion the Council requested that a letter be written advising that the City would be agreeable to trading the old Armory Building for the Library Property.

20. The Executive Secretary presented a report on a reading of 235 water meters, which were installed in order to get some experience as to rates. The readings covered the period of two quarters from January 1, 1960 and compared the flat rate charges with the metered charges. It was suggested that the public be notified before metered rates become effective, and that they be cautioned to watch for leaky plumbing. The Executive Secretary stated that it would be desirable to start the metered rates on the Winter Quarter, and that before the metered rates are put into effect the matter will be brought back to the Council for discussion.

21. The meeting adjourned at 10:10 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

August 8, 1960

Date



President of The Council

Josephine M. Trumblefield
Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, August 8, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen: Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
 2. The reading of the minutes of the meeting of July 25, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Martin.
 3. Mr. F. A. Grier, Chairman of the Salisbury Incinerator and Sewage Treatment Plant Commission, appeared before the Council and reported that the alternate route of the interceptor sewer, as requested in a letter from Mayor McLernon dated July 27, 1960, was commenced as of this date (8-8-60).
 4. A group of six residents of the neighborhood of 305 W. College Avenue appeared before the Council to protest the reopening of the grocery store at that address. Mr. John W. Downing, Jr., was spokesman for the group and presented the reasons and objections for protesting the reopening of the grocery store. He read a letter addressed to the Mayor and Council setting forth the facts and objections, which was signed by fourteen residents of the immediate neighborhood. (See letter attached to Minutes). Dr. Devilbiss, President State Teachers' College, stated that he agreed with Mr. Downing's comments, however, would like to add that the State Teachers' College has experienced some difficulty with their young women going to the store and in some instances being followed by gangs of boys loitering around the store and also the campus is littered with paper and empty soft drink bottles from the store. The City Solicitor advised that the store is a legal non-conforming use under both the new and old Zoning Law and that such use would be allowed to continue, however, the manufacture of sandwiches on wholesale basis would be another operation and if that occurs it should be reported to the City Building Inspector immediately. He advised that it was a matter that would have to be taken care of when it arises.
 5. The Executive Secretary read a memorandum from Mr. Cooper regarding Public Works Convention to be held in New York City August 14 - 18, 1960.
 6. The Executive Secretary presented report from the Department of Public Works on the flooding of the Mill Street Sewage Lift Station, setting forth reasons for the failure and suggested corrections in the system.
- In this connection the Executive Secretary advised that until storm water is taken out of the system it is going to cost a lot of money to pump storm water to Sewage Treatment Plant and it will take time to correct the condition. He stated it requires study in locating the deficiencies and getting them down gradually, and that there is nothing presently being planned to locate the bad leaks in sanitary sewers.
7. The Executive Secretary presented request from the Department of Public Works for Council approval of salary for Mrs. Gail Shannon, Secretary, Public Works Dept., at \$55.00 per week, effective August 1, 1960. Council approved salary as requested on a motion by Councilman Laws and seconded by Councilman Martin.

Minutes of Meeting August 8, 1960

8. The Executive Secretary presented the following reports for the Month of July 1960:

Report of Fire Dept. Activities
Report of Ambulance Service.

9. The Executive Secretary read a letter of commendation addressed to Chief Chatham from R. E. Powell and Company for protection during recent display of money in their store windows.

10. Mayor McLernon presented a petition dated August 8, 1960 for relief of truck traffic on Isabella Street from Route 13 to North Division Street. He stated that thru recent action of the Council signs were ready to be erected at entrances to North Division Street prohibiting truck traffic and suggested that in view of this petition that the placing of the signs prohibiting truck traffic on North Division Street be delayed. He stated that when Route 50 is completed that both North Division and Isabella Streets can be regulated for local traffic and trucks can be prohibited except for delivery, and asked the Council to help him make explanation to the people on North Division Street the reason for the delay in prohibiting truck traffic, and ask them to share the burden with the people on Isabella Street. After discussion the Council agreed that the residents of North Division Street should be advised as suggested by Mayor McLernon, and that signs should be placed in both areas at the same time to prohibit truck traffic.

11. The Executive Secretary distributed copies of the Report of Public Works Dept. Activities for the Month of July 1960.

12. The Executive Secretary presented a list of projects proposed to be supported by bond issue. He reviewed the various items and asked for discussion. The ten items proposed amounted to \$555,000.00 to which \$75,000. was added as 1-A priority for additional funds needed to complete interceptor sewer. He stated that when the list of proposed items was submitted it totaled \$734,000.00. He presented the four proposed items which were not recommended by the Mayor in this bond issue and which could be placed in a later bond issue.

13. Mayor McLernon asked for discussion on relocation of the City Yard. He stated that it had been brought to the attention of some members of the City government that reconsideration should be given to recent action taken by the Council in the matter of relocating the City Yard on the present premises. He stated that it is felt by some outside people that it would not be in the best public interest to locate the City Yard at its present location on Route 50, that the new modern thru-way is too valuable property to house an operation such as the City Yard. He stated that he had discussed the matter with the President of the City Council and that it was first thought that some other City owned property could be used, but in view of objections of the residents in the neighborhood in the past, where one piece of property is located, it would not be easy to rezone the property for use of City Yard; and another piece of property owned by the City lends itself to industrial expansion for the community and felt it should be reserved for such. He stated that the matter of the Campbell Soup Property had again been reviewed and that he had learned unofficially that if a firm offer were made that it would probably be accepted, and recommended that a firm offer of \$115,000.00 be made for the entire property. After much discussion Councilman Martin introduced a motion authorizing the City Solicitor to submit an offer to the HEPCo Corp of \$115,000.00 for the entire Campbell Soup Property, which motion was duly seconded by Councilman Laws. Councilmen Fullbrook and Long voted in the negative. The President of the Council, Wm. E. Wyatt, cast an affirmative vote to break the tie and the motion was carried.

Minutes of Meeting of August 8, 1960

14. Mayor McLernon advised that the City had been approached on the matter of selling or leasing the Glen Road Property and asked the Executive Secretary to tell the Council about the recent inquiry and proposal. The Executive Secretary reported that Mr. Charles Hearne, Attorney, had advised him that he had a client who is interested in assembling two or three pieces of property for some industry and outlined proposal of sale or lease. After discussion the Council concurred in advising Mr. Hearne that they would like more information as to the operation and identity of his client before a decision is made.

15. The City Engineer presented plat of the Chandler Property - Booth Street Subdivision and recommended Council approval. The Council approved the Booth Street Subdivision of the Chandler Property on a motion by Councilman Long and seconded by Councilman Laws.

16. Mayor McLernon asked for discussion in the matter of the Urban Services Riverside Drive Project and stated that he had learned that the only design that can be provided within the funds available to the Commission is the design via Woodland Road. After discussion the Council concurred in advising the Urban Services Commission that the design via Woodland Road would be approved by the City provided that it is acceptable to the State Board of Health and upon written agreement between the Urban Services and the City that the Urban Services Commission will replace that section of the 12 in. main in Riverside Drive which will be used and a 10 in. sanitary sewer in College Avenue extending from Riverside Drive to Russell Avenue if and when it becomes inadequate in the opinion of the City, on a motion by Councilman Long and seconded by Councilman Martin.

17. The meeting adjourned at 11:00 O'Clock on a motion by Councilman Fullbrook and seconded by Councilman Long.

Date



President of The Council

Clerk

August 8, 1960

Mayor and City Council
City of Salisbury
Salisbury, Md.

Gentlemen:

As a resident and tax payer of the city of Salisbury, residing at 305 West College Avenue, I strongly protest the re-opening of a grocery store at 307 West College Avenue in the location formerly known as the College Market.

I understand from competent authority that under present zoning regulations there is no legal protest that I can make. I also understand on good authority that application has been made for the re-opening of the store at 307 West College Avenue but that activities other than groceries are contemplated. Specifically, I understand the main feature of this new store will be the sale of "Submarines" - a large volume of sales going to manufacturing establishments in the city of Salisbury, plus a large on-the-premises sale - virtually a curb-service type of operation.

Many residents of the immediate neighborhood, of whom I am but one, have long been most unhappy over the trash from this store cluttering up our lawns - our private drive ways constantly being blocked - and our private drive ways even being used as parking places of customers of the store. This condition has repeatedly been reported to the Chief of Police.

That the operation of this type of business greatly devalues our immediate residential property is in itself serious, but there is another even more serious aspect. There is in the rear of the property a dilapidated wooden barn though some may call it a two car garage. This building was partially demolished in hurricane Hazel several years ago but was propped up with cinder blocks. It has consistently been used as a storage place by owners and by tenants of the building. It is a matter of record that I have personally asked Fire Marshal, Fred A. Grier, to investigate the premises. It is also a matter of record that in the not too distant past, he brought this to the attention of the owner of the building. We, in the immediate vicinity, regard this building not only as an eye sore but frequently as a fire hazard and as a serious health hazard.

This building has been, in my belief, a breeding ground for rats, which not infrequently play in my drive way and which have caused far more serious material damage to the residence of Dr. I. Rivers Hansen, whose property also adjoins the premises.

The County Health Department has advised that this matter does not properly come under their jurisdiction, and that it is a city matter.

In the firm belief that the type of commercial establishment being contemplated adversely affects the value of the surrounding properties ... that it is a source of annoyance to residents of the area ... and that portions of the property constitute both a fire and health hazard as detailed above, I respectfully request your earnest consideration of this protest.

In addition I am happy to have the support of other residents of the immediate area, who have placed their signatures below.

Thank you for your consideration.

Respectfully,

John W. Downing, Jr.
John W. Downing, Jr.
305 West College Avenue

Helen A. Downing
Helen A. Downing

J. Caruthers
J. Caruthers

Mary K. Caruthers
Mary K. Caruthers

J. J. K. K.
J. J. K. K.

2 Mr. & Mrs. F. P. Todd
2 Mr. & Mrs. F. P. Todd
Laura H. Engle
Laura H. Engle

2 Dr. & Mrs. David J. Gilmore
2 Dr. & Mrs. David J. Gilmore
Margaret G. Waesche
Margaret G. Waesche

H. H. Waesche
H. H. Waesche

D. A. Stodeman
D. A. Stodeman

Mr. & Mrs. L. Willard
Mr. & Mrs. L. Willard

Arthur J. Willard
Arthur J. Willard

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M. Monday, August 22, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of August 8, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.

3. Mr. Fred Battle and Mr. William H. Waesche appeared before the Council representing a group of residents on College Avenue, from Route 13 to Camden Avenue, to discuss truck traffic on College Avenue. Mr. Battle stated that truck traffic was increasing in intensity on College Avenue and the residents felt the situation demands attention of the Council. He asked the Council to consider the possibility of erecting signs or by other methods to avoid the heavy truck traffic on College Avenue. He also requested that something be done about the increase of speeding on College Avenue. He stated that he had discussed this matter with Chief Chatham and that he had stationed men on College Avenue, and that he would like to offer some suggestions to try to cut down the speeding; possibly have an island at the entrance of College Avenue and Route 13 and at College Avenue and Camden Avenue, which would narrow traffic to one lane and tend to cut down the speed of motorists.

Chief Chatham reported that he had been checking the truck traffic on College Avenue for the last few days between Camden Avenue and Riverside Drive during the early evening hours between 4:00 and 8:00 P.M. and that a report was being prepared to be submitted to the Mayor's Office. Mayor McLernon assured Mr. Battle and Mr. Waesche that Chief Chatham would cooperate in every way to correct the situation on College Avenue, but until Highway 50 is completed that it was a question of using just about any streets to get to one's destination.

4. Mayor McLernon presented request from Chief of Police Dept. that West Chestnut Street be made one-way West from North Division to Mill Street for a 30-day trial period to become effective when the north end of Mill Street is open to through traffic. Council concurred in making West Chestnut Street one-way as requested on a motion by Councilman Long and seconded by Councilman Laws.

5. Mayor McLernon read a letter addressed to Chief Chatham dated August 18, 1960, from the Post Office Dept Washington Regional Office expressing appreciation for assistance given Parcel Post Annex in Salisbury during the closing of Baptist and Market Streets.

6. Mayor McLernon presented the following reports:

Police Dept. Radar Car Report for first week of August 1960.

Police Dept. Consolidated Monthly Report for Month of July 1960.

7. Mayor McLernon read a letter from Harry H. Cropper, City Solicitor, in which Mr. Cropper announced his resignation as City Solicitor, effective at the pleasure of the Mayor, but not later than September 1, 1960. Mayor McLernon announced that he was accepting Mr. Cropper's resignation, effective as of September 1, 1960. Mayor McLernon then advised the Council

Minutes of Meeting of August 22, 1960

that he desired to appoint Mr. Victor H. Laws to be City Solicitor, effective September 1, 1960, subject to the approval of the Council. Whereupon, upon motion by Councilman Laws, duly seconded by Councilman Martin, and unanimously adopted, it was

RESOLVED, that Mayor McLernon's appointment of Mr. Victor H. Laws as City Solicitor of Salisbury, effective September 1, 1960, be and the same is hereby approved.

8. Mayor McLernon presented the Treasurer's report of Airport Receipts and Expenditures for the month of July 1960.

9. The City Clerk distributed copies of the Treasurer's Financial Report and report of unobligated balances for the Month of July 1960.

10. Mayor McLernon read a copy of notice appearing in the local newspapers to City Water Users pointing out to the general public the City's policy regarding private water supply.

11. The City Solicitor presented an agreement for the purchase from HEP Corp. of a certain parcel of land and improvements thereon located on the northerly side of Baltimore and Eastern Railroad right of way for the sum of \$115,000.00. Upon motion by Councilman Laws, seconded by Councilman Martin, it was

RESOLVED that the City of Salisbury purchase the property mentioned in the agreement and that the Mayor of Salisbury be authorized to execute the agreement on behalf of the City.

It was further resolved that, in accordance with the terms of said agreement, the City issue its full faith and credit note payable to the order of HEP Corp. in the principal sum of \$115,000.00, payable three months after the date thereof, with interest thereon at three per cent per annum, with the right of prior payment, and deliver the same to the said HEP Corp. upon receipt of a proper deed for the property mentioned in said agreement of sale, said note to be signed by the Mayor and the Corporate Seal of the City affixed thereto by the Clerk.

Councilman Fullbrook and Councilman Long voted in the negative, the President of the Council, Wm. E. Wyatt, Jr., voted in the affirmative thereby breaking the tie vote.

12. Councilman Martin reported that he had been requested to see what could be done about having lots cleared on Spring Avenue between Lincoln and College Avenue. He stated that it was badly grown up and a hiding place for prowlers. Chief Chatham stated that it was his opinion that this property was outside the City limits, but the matter would be investigated and a report made to the Mayor's Office.

13. The City Clerk distributed copies of memo from the Executive Secretary to the City Solicitor listing items to be included in the next Bond Issue totaling \$685,000.00.

14. The City Clerk presented request from the Treasurer to charge off the books six uncollectible accounts amounting to \$249.50. After discussion the Council concurred in authorizing that the six accounts be charged-off, as requested, on a motion by Councilman Martin and seconded by Councilman Laws. (See list of accounts attached to minutes).

Minutes of Meeting of August 22, 1960

15. The meeting adjourned at 8:30 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

September 12, 1960
Date.

W. E. West
President of The Council

Josephine M. Frankfield
Clerk

WICOMICO COUNTY FREE LIBRARY
STATISTICAL SUMMARY

POPULATION: 48,744 (1960 U. S. Census)

SERVICE POINTS:

Main Library: 108 High Street, Salisbury
Open Monday - Saturday (54 hours per week)

Bookmobile: Community stops - 20) Stops scheduled every two weeks
Schools served - 8) 15 minutes to 3 hours in length
Deposit stations - 4)

CIRCULATION:	1949-50	1954-55	1959-60
Adult Fiction	30,096	47,288	56,949
Adult Non-Fiction	7,232	13,858	25,146
Juvenile	16,062	31,794	49,460
Non-Book		2,226	5,625
Total	53,390	95,166	137,180

REFERENCE QUESTIONS:		4,000	8,301
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BORROWERS:	3,090	5,188	9,626
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BOOK COLLECTION

Adult Fiction	(9,014	8,079	8,960
Adult Non-Fiction	(	7,070	11,573
Juvenile	2,866	5,058	6,774
Total	11,880	20,207	27,307

NON-BOOK COLLECTION:

Periodicals (subscriptions)	14	48	67
Recordings	56	221	790
Microfilm	0	0	181
Paintings (reproductions)	0	0	330
Slides	0	0	510
Maps	0	21	51
Films (available each month)	0	0	8-10

SPECIAL ACTIVITIES: 1959-60

Vacation Reading Program: 750 children enrolled
Story Hour every Wednesday: 60 children attending
Films: Number showings - 166 Total audience - 5,979

COMPARISONS: 1959-60

Slightly over $\frac{1}{2}$ total circulation is juvenile
30% of adult circulation is non-fiction; 70% is fiction
25% of total circulation is bookmobile; 75% is main library

July 18, 1960

CITY'S INVESTMENT IN THE OLD ARMORY

Paid to State of Maryland \$ 25,000.00

Paid to Herman Hodgson for new
Armory Site which was furnished as
part of the Armory purchase price 20,000.00

Legal Fees 150.00

Improvements (Roof, Oil Burners, Water
Heaters, Drainage Lines,
New Plumbing, Glazing,
Painting, etc.) 9,797.60

Total \$ 54,947.60

Estimated Value of Old Armory
as it stands \$ 150,000.00

Estimated Replacement Cost of
Building as Space @ \$17.00 per
square foot without depreciation \$ 374,000.00

Estimated Value of Land,
based on assessment of land next
door on a 60% basis \$ 40,500.00

Land Valued @ \$4.00 per square foot \$63,000.00

THE WICOMICO COUNTY FREE LIBRARY, INC.

STATEMENT OF RECORDED CASH RECEIPTS AND DISBURSEMENTS FOR
THE YEAR ENDED JUNE 30, 1960

Cash balance, June 30, 1960 \$ 3,259.01

Receipts:

Appropriations:

Wicomico County Commissioners \$ 31,505.24
Md. State Dept. of Education 6,342.56
Mayor and Council of Salisbury 1,500.00
Federal Aid Funds 4,000.00

Other receipts:

Fines and Fees 2,285.57
Lost books and recordings 147.10
Gifts 139.37
Miscellaneous receipts 166.16
Hospitalization 9.50

Total receipts 46,095.50

Total cash available \$ 49,354.51

Disbursements:

Salaries \$ 26,864.02
Books and materials 11,472.35
General operating expenses 5,204.37
Capital outlay 3,759.24
Other 50.00

Total disbursements 47,349.98

\$ 2,004.53

Purchase of High Street Property

Receipts:

Md. State Road Commission \$12,500.00
Mortgage 18,000.00

30,500.00

Disbursements:

Purchase price of property 30,000.00
Settlement fees 138.30

30,158.30

Balance remaining 341.70

Cash balance, June 30, 1960 \$ 2,346.23

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M. Monday, September 12, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the previous meeting was dispensed with on a motion by Councilman Martin and seconded by Councilman Fullbrook.
3. Ordinance No. 804 AN ORDINANCE of The City of Salisbury authorizing the issue of Six Hundred Sixty-five Thousand Dollars (\$665,000.00) aggregate par amount of general obligation bonds of The City of Salisbury to be known as "Salisbury, Maryland Water, Sewer, Street and City Yard Bonds of 1960," to be issued pursuant to the authority of the Charter of Salisbury and Sections 31 to 39, both inclusive, of Article 23-A of the Maryland Code of Public General Laws (1957 Edition) describing the form of said bonds, the maturities thereof and all other details incident to the issuance and public sale thereof; providing for the disbursement of the proceeds of the sale of said bonds; authorizing and enjoining the levy and collection of general ad valorem taxes upon all property subject to assessment for taxation within the corporate limits of The City of Salisbury sufficient, in any year that any of said bonds are outstanding, to pay the maturing interest and principal on said bonds, was introduced and duly passed for first reading upon motion by Councilman Martin and seconded by Councilman Laws. Councilman Fullbrook voted in the negative.
4. Mr. Victor H. Laws, City Solicitor, stated that in the matter of advertising for bids on the sale of the bonds that he had discussed the matter with the Bond Attorney and that they had agreed that there was no particular advantage in advertising in the "Bond Buyer" or other out of town newspapers, which incurred additional expense, and he recommended that the sale of bonds be advertised in the Salisbury Times only. After discussion the Council concurred in advertising the sale of the bonds in the Salisbury Times only upon a motion by Councilman Martin and seconded by Councilman Fullbrook.
5. Mr. Laws, City Solicitor, requested that the Council meet in special session Monday, September 19, 1960, for the purpose of adoption of Ordinance No. 804 after second and final reading.
6. Mr. F. A. Grier, Chairman of the Salisbury Incinerator and Sewage Treatment Plant Commission appeared before the Council and requested a loan of \$30,000.00 from City funds, to be repaid from the bond issue now in process, in order to meet an obligation the latter part of the week. The Executive Secretary stated that the fact that the Commission would need additional funds had been known for some time and that the money requested would enable the Commission to make prompt payment to the contractor, and he felt that the money was available among various City funds, and that it would be preferable to take the money from the various funds rather than to go out and borrow it for about a month and a half. The Council requested the Executive Secretary to review the various City funds to make available the \$30,000.00 to the Incinerator and Sewage Treatment Plant Commission, as requested, upon a motion by Councilman Laws and seconded by Councilman Martin.
7. Mr. Orlando Wootten appeared before the Council in the matter of his property on Camden Street. He stated that he has been unable to sell or rent his property due to the fact that there is some feeling that the City is interested in acquiring the property for parking purposes, and that if the City is interested in acquiring the property he would be agreeable to discuss the sale on the

basis of previous sale of property on Camden Street; and that if the City is not interested in acquiring the property that he would appreciate a declaration of policy that the City is not going to acquire the property. He stated that if the City is interested in the property that he can now dispose of the equipment in the building which was included in the price of the property when he last discussed sale of the property to the City. The Executive Secretary advised that this is a small piece of property which will hold about 18 cars, comparable to the Tidewater Property, but not comparable to the Gunby Property. He stated that the Tidewater Property acquired by the City enabled the City to square up the Gunby Property and that Mr. Wootten's property would be another rectangle going thru to the W.F.W. Property, and that there had been no indication that V.F.W. were willing to sell their property. He stated that the most desirable property to be acquired next would be the property at the far end of Camden Street to serve Market Street and the lower end of Main Street, however, there is no money in Parking District No. 1 Fund to purchase any property, and the only way that more property could be acquired for Parking District No. 1 would be by another bond issue and his personal thought about this is that "We should watch where we are going." He stated that he saw no reason why the City should not give Mr. Wootten assurance that his property will not be needed by the City for the next five years. After discussion the Council concurred in advising Mr. Wootten that it is the thinking of the present Council that his property on Camden Street will not be needed by the City for the next five years, but that there is nothing binding on the present or any future Council.

8. The Executive Secretary presented a petition regarding the routing of vehicular traffic on Camden Avenue between Wicomico and Carroll Streets and protesting truck traffic on Camden Avenue. Councilman Fullbrook advised that the matter be deferred until after the completion of Route 50 and that the Chief of Police then be requested to make a study to determine traffic pattern - he recommended that the City policy governing such petitions and complaints be that nothing be done until Route 50 is completed. The Council concurred in accepting this recommendation.

9. The Executive Secretary presented the following reports:

Police Dept. report on the use of Radar August 19 - 23, 1960.

Police Dept. Report of Parking Tickets issued during Month of August 1960.

Police Dept. Statistical Report for Month of August 1960.

Fire Dept. Report of Ambulance Service Month of August 1960.

Fire Dept. Report of Activities for Month of August 1960.

10. The Executive Secretary presented request for Council approval of salaries for the following personnel to fill existing vacancies:

Merrill J. Burhans, Jr., Draftsman, Planning Commission, Account No. 10.611 Gen. Salary \$1.50 per hr. - effective August 31, 1960.

Mrs. Nancy Turner, Clerk-Typist, Finance Dept. Account 20.215(a) W.D., Salary \$45.00 per week effective upon notification of Treasurer

Philip Tingle, Laborer, Traffic Maintenance Crew, Account 12.201(c) Gen. Salary \$54.00 per week effective September 12, 1960.

Jamws Brewster, Laborer, Garbage Crew, Account 13.401(b) Gen. Salary \$51.00 per week effective September 12, 1960.

John Northam, Motor Maintenance, Account 12.201(b) Gen. Salary \$65.00 per week, effective September 12, 1960.

Minutes of Meeting of September 12, 1960.

Council approved salaries as requested on a motion by Councilman Laws and seconded by Councilman Martin.

11. Councilman Fullbrook stated that he felt it was the responsibility of the Treasurer to collect money from the parking meters and if it required the time of one man that man should be assigned to the Treasurer and under his control. The Executive Secretary advised that it should be under the control of the Treasurer and that he proposed to recommend such a plan.

12. Mayor McLernon reported that a public hearing was scheduled for September 22, 1960 before the Planning and Zoning Commission regarding Downtown Revitalization Plan and recommended that all Council Members be present if possible, as the City Council is going to have a very active part in the program.

13. The Executive Secretary presented memo from the Mayor regarding salary recommendations for 1961 Budget for all departments except the Public Works Department.

14. The Council authorized that lease agreement between the Airport Commission and Marion Ward, for farming of the Airport property, be executed by Mayor McLernon on motion by Councilman Laws and seconded by Councilman Martin.

15. A group of five residents of the Riverside - Tony Tank Area (Mr. Jeremiah Valliant, Mr. Marshal Moore, Mr. Conrad Long and Mr. Allen Faidley) appeared before the Council in the matter of annexation. Mr. Marshal Moore was spokesman for the group and stated that since the Urban Services Commission has been established that some of the residents believe that annexation of the area would be a better plan than that of the Urban Services. He stated that a meeting is being held on Wednesday, September 14, 1960, to which all property owners have been invited to attend to discuss the pros and cons of annexation, and that the group had appeared before the Council to ask for their opinion as to whether or not the City is interested in annexing the area from from the Railroad to the River and the Tony Tank Area, and also to ask for help and some suggestions before their meeting. Mayor McLernon stated that he had furnished those present with the City's policy and that he felt that the City should stand ready to be good neighbors; also that where he had explained that it was the City's thought that such an annexation would not be a big financial boon to the City, but that he could see the need for municipal services in the area, and that he felt the City had the ability and the organization to supply such services. Mayor McLernon stated that he had tried to explain the steps in an nexation and what the City's policy was in regard to extension of municipal services outside the City. The Executive Secretary stated that the City's policy on the extension of municipal services ~~is~~ embodied in the Resolution is more liberal than anything the people could get elsewhere, and is the policy under which the last annexation was made. He stated that he felt that it would be to be people's interest to get into the City, as he felt that all of the areas around Salisbury need all of the municipal services, and also that it is to the City's interest to take them in. He stated that it is the City's responsibility to serve the people of Salisbury and if the people in this area become annexed they can expect to be looked after the same as the people in Salisbury, and that he would look with favor upon the City taking an interest in annexing the area from the Railroad to the River and the Southern boundary of Tony Tank.

The Council indicated that they were in agreement with the thinking of the Executive Secretary.

Minutes of Meeting of September 12, 1960

Mr. Valliant inquired as to whether the Mayor and Council agree with the thinking that as soon as the area is annexed that they would immediately pay full tax rate. The Executive Secretary advised that under terms of the new policy it is only fair and equitable that full tax rate be paid the first year, but that the sewer service charge would not be made until the sewer was installed.

The meeting adjourned at 10:30 P.M. on a motion by Councilman Laws and seconded by Councilman Martin.

September 19, 1960
Date

W E Murphy

President of The Council

Josephine M. Traubfeld
Clerk

The Council of The City of Salisbury met in special session at 8:00 P.M. at the City Hall, Monday, September 19, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The minutes of the Meeting of September 12, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Martin.
3. Ordinance No. 804 AN ORDINANCE authorizing the issue of Six Hundred Sixty-five Thousand Dollars (\$665,000.00) aggregate principal amount of general obligation bonds of the City of Salisbury to be known as "Salisbury, Maryland Water, Sewer, Street and City Yard Bonds of 1960," to be issued pursuant to the Charter of Salisbury and Article 23-A of the Maryland Code, describing the form of such bonds, the maturities thereof, etc., was adopted on second and final reading upon a motion by Councilman Laws and seconded by Councilman Martin. Councilman Long voted in the negative.
4. Mr. Victor H. Laws, City Solicitor, reported in the matter of the printing of the bonds he had asked for competitive bidding and bids were received as follows:

American Bank Note Co. - \$725.00, Barton - Gillett - \$585.00, Security - Columbian \$392.00, and he recommended that the low bid be accepted. The Council authorized award of printing of the bonds to the low bidder, Security - Columbian \$392.00, as recommended on a motion by Councilman Laws and seconded by Councilman Martin.
5. The Executive Secretary reported that the printed form of the Zoning Code had been received and was being advertised for sale at a cost of \$3.00 per copy. He also reported that the Salisbury Code, a codification of the Laws of Salisbury, has just been received, and that this is in loose leaf form which can be kept up to date, and that an ordinance for the adoption of the Code will be presented for Council action at an early date.
6. The Executive Secretary read a letter from the South Jersey Port Commission addressed to Mr. Gilman, Planning Director, expressing appreciation for courtesies extended during their visit to Salisbury on September 1, 1960.
7. The Executive Secretary presented the Treasurer's Report on Airport receipts and expenditures for the Month of August 1960.
8. The Executive Secretary reported that Rev. Wheedleton had requested use of the old Armory to hold religious meetings, an evangelist program, for a period of ten days either the last of September or the first of October and that he had advised Rev. Wheedleton that the fee for the Armory was \$50.00 per day and Rev. Wheedleton asked if there could be a reduced rate in view of the building being used for ten days. The Executive Secretary stated that he had discussed the matter with Mayor McLernon and that they had arrived at a fee of \$25.00 per day. After discussion the Council agreed to rent the armory for the religious services for the ten day period at \$25.00 per day on a motion by Councilman Martin.

Minutes of Meeting of September 19, 1960

9.

The Executive Secretary reported that the head house on the Armory did not have a new roof put on when the other roof was put on the Armory and has been leaking and that he estimated that a new roof for the head house would cost approximately \$1,500.00, as no doubt, a lot of rotten wood will be found requiring repair. He reported that no steps had been taken to remedy this condition due to lack of interest in the Armory by the City government.

10. The Executive Secretary reported that the American Municipal Congress would be held in New York City November 26 - 30, 1960 and asked the Council to give some thought to attending and that he would make reservations for anyone desiring to attend.

11. The Executive Secretary reported that he had received a report from the Recreation Commission on costs of proposed projects for 1961, prepared by Mr. Rickert. He reviewed the report, which gave an accounting of money appropriated by the City to the Recreation Commission, and a requested increase of \$200.00 in the 1961 Budget. He stated that he thought the items proposed for 1961 by the Recreation Commission were very practical, and recommended that the Council give serious consideration to getting appraisal on the property on Vaden Avenue for a East Side Playground, as recommended in the Recreation Commission Report, also the availability of the property. The Council agreed that appraisal be made and availability of the property be determined, of the property on Vaden Avenue for use of East Side Playground, as proposed by the Recreation Commission.

In this connection, Councilman Long stated that he would again endeavor to try to acquire the property from the Railroad Company for a playground for the East Side, which he had previously tried to acquire.

The Executive Secretary reported that condemnation of the Hodgson Property on Lake Street had begun and that the City was almost ready to file condemnation on the Chandler Property on Lake Street for playground purposes. He stated, however, nothing has been done about acquiring the Dashiell Property on Carroll Street for Harmon Field, and that there are not sufficient funds in the budget to acquire the 250 ft. and he recommended that the City proceed with acquiring 50 ft. of the Dashiell Property. After discussion the Council resolved that the City Solicitor should proceed to acquire 50 ft. of the Dashiell Property on Carroll Street at Harmon Field by negotiation or condemnation, on a motion by Councilman Long and seconded by Councilman Martin.

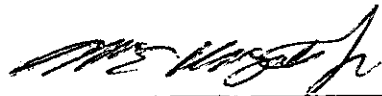
12. The Executive Secretary distributed to the Council copies of the Dept. Public Works request for payroll increases for the 1961 Budget.

13. The Executive Secretary stated that he would suggest that the Council start discussion on the salary increase requests with department heads and asked how many they would want to schedule for one night. After discussion the Council decided that they would start discussion at the next meeting with Chief Chatham and Chief Moore and the following week to start discussions with the Director Public Works.

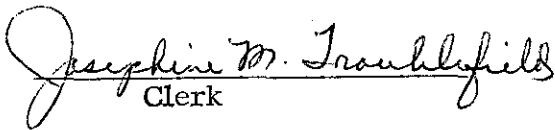
Minutes of Meeting of September 19, 1960

14. The Council concurred in meeting every Monday night starting September 26, 1960 until after the budget is finalized.
15. The meeting adjourned at 9:00 P.M. on a motion by Councilman Long and seconded by Councilman Martin.

September 26, 1960
Date



President of The Council


Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, September 26, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen: Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the meeting of September 19, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. Ordinance No. 805 AN ORDINANCE of The City of Salisbury providing for the closing of a portion of the bed of "Allen Street" or "Allen Avenue" located in Camden Election District of Wicomico County, State of Maryland and providing for the execution and delivery by the City of Salisbury of a quitclaim deed conveying to the abutting owner or owners any interest of The City of Salisbury in and to such closed portion of such street bed was introduced and duly passed for first reading upon a motion by Councilman Fullbrook and seconded by Councilman Long.
4. Mr. Victor H. Laws, City Solicitor, reported on the Civil Aeronautics Board Meeting, which he, Mr. Gollner and Mr. Calvin Cropper attended on September 21, 1960 in Washington, D. C., in the matter of the Piedmont Airlines Case, he stated that they were allotted about 10 minutes to make their plea and that they urged that Allegheny Airlines be granted rights for flights from Norfolk to Philadelphia, and that a representative from the City of Philadelphia appeared before the Board and made the same plea.
5. Mr. Laws, City Solicitor, reported that in June 1960 the Court of Appeals made a decision regarding the taxing of land which made parts of Ordinance No. 795 invalid. He advised that under the Court's ruling that all land regardless of what it is used for, in the same district, must be taxed at the same rate, and that by reason of the decision of the Court of Appeals on June 14, 1960, he recommended that Section 2 of Ordinance No. 795, which is unconstitutional, be amended to exempt no land in the Special Assessment District from the special tax because of special or private use, and the amendment to become effective January 1, 1961. After discussion the Council concurred in accepting the recommendations of the City Solicitor upon a motion by Councilman Fullbrook and seconded by Councilman Long.
6. Mr. Henry Hanna appeared before the Council and requested Council approval to connect to sewer known as Camden Sewer Line, a privately owned sewer, for a house which he is building on Loblolly Lane. He stated that he had applied for permit to connect to the sewer and had been denied a permit by the Public Works Dept. The City Engineer stated that the permit had been denied on the grounds that to connect to this sewer is contrary to the established City policy governing extension of City services outside the City, and that the sewage from this private line would come into the City's system. Mr. Hanna explained that he had obtained a building permit from the County and had an agreement from the property owners, when he purchased the land, to hook into the private sewer line and that the City had never maintained the line, in fact had refused to maintain the line. The City Solicitor advised that there is no agreement of record with respect to the City taking sewage from this privately owned line. After discussion the Council concurred in granting Mr. Hanna's request for permit to connect to the sewer if something can be worked out satisfactorily whereby this be treated as an isolated case and that some sort of agreement in writing be obtained from the property owners in that area to the effect that they do not have such rights to connect to this sewer, in order to control the condition, upon a motion by Councilman Fullbrook and seconded by Councilman Long.

Minutes of Meeting September 26, 1960

7. Mr. Gilman, Planning Director, appeared before the Council together with Mr. Cordyack and presented a report on the progress of negotiations with properties on the North Prong of the River for the purpose of changing the plan of bascule bridge to fixed bridge for Route 50. (see copy of report attached to Minutes). Mr. Gilman stated that there can be no condemnation in this case, that full agreement among the property owners is necessary. Mayor McLernon requested Mr. Gilman to explain the State's interest as well as the City's interest in getting the facility located. Mr. Gilman explained that the state is primarily interested in moving traffic East and West and that there is a difference of \$600,000.00 between the cost of the fixed bridge and the bascule bridge. He advised that it is necessary that the State have a tentative agreement with all property owners by November 1, 1960. He stated that Salisbury Milling Company is the only property owner who is not in agreement and that if tentative agreement cannot be reached with Salisbury Milling Company within the next ten days to two weeks that he would recommend that the project be abandoned and the State be advised to proceed with the bascule bridge as originally planned. He requested the Council approval to continue with negotiations for another two weeks. After discussion the Council authorized Mr. Gilman to continue to carry on negotiations in the matter for another two weeks upon a motion by Councilman Laws and seconded by Councilman Long.

8. Chief Moore appeared before the Council for discussion of his request for salary increases for the Fire Dept. in the 1961 Budget.

9. Chief Chatham appeared before the Council for discussion on his salary proposal for the 1961 Budget. He stated that it was his understanding that he was to be as conservative as possible in submitting budget requirements and that he had felt that if there were to be an overall general increase the Police Dept. would share in it. He stated that when the work-week was reduced effective January 1, 1958 it was his opinion that increased salaries in the Police Dept.

10. Mayor McLernon stated that he had discussed with Chief Chatham the matter of abuse of sick leave in the Police Department, and that they had learned from the Health Dept. Officer that private industries are adopting the policy of not paying the employee for the first day off for sick leave, in order to control abuse of sick leave. After discussion the Executive Secretary advised that he will continue to investigate the matter in other City Departments and bring back to the Council in proper form a possible amendment to Sick Leave Regulations.

11. The Executive Secretary reported that there will be a meeting of the City Administrators, of the Maryland Municipal League, to be held at the Fire House, S. Division and Market Sts., on Wednesday, October 5, 1960 - the subject to be discussed is "Purchasing" and the Executive Secretary will head the panel, and that there will be a purchasing agent from private industry present to participate.

12. Ordinance No. 806 AN ORDINANCE of The City of Salisbury adopting and legalizing "The Code of The City of Salisbury, Maryland, 1959," published by the Michie City Publications Company, under the direction of the Council of The City of Salisbury, for the purpose of revising and codifying the ordinances of The City of Salisbury, repealing

Minutes of Meeting of September 26, 1960

certain ordinances not included therein, with certain exceptions, and of setting forth the Charter of The City of Salisbury with amendments thereto, and for other purposes herein set forth, was introduced and duly passed for first reading upon a motion by Councilman Long and seconded by Councilman Laws.

13. The Executive Secretary reported on collections of the Parking Lot on Camden Street and stated that the collections represented a 9% return on the investment.

14. The Executive Secretary reported that bill for \$30,343.07 had been received from the State Road& Commission representing the cost of construction of West Church Street between Mill and St. Peter's Streets, and that it had been expected to recoup some money from West Church Street property, also that it is proposed to pay this from next year's appropriation.

15. The Executive Secretary reported in the matter of acquisition of property on Vaden Avenue between Johnson St. and Decatur Avenue for playground purposes. He stated that the property consists of 12 lots and is the Dashiell Subdivision, which he understood is for sale. He stated that an appraisal had been made by Mr. Alfred T. Truitt, Sr. for the 12 lots and another undivided tract at \$12,000.00. The Executive Secretary stated that this is the area recommended in the recent Recreation Commission report, and is the center of a big area where there are a number of children. After discussion the Council authorized that options be obtained on the property for six months for a nominal sum, as recommended by the Executive Secretary, upon a motion by Councilman Long and seconded by Councilman Laws.

16. The Executive Secretary reported that a letter had been received from Mr. Hamilton P. Fox, Attorney for the Incinerator and Sewage Treatment Plant Commission requesting the City to take over the sewage lift stations at Wood Street and Mill Street. He read the City Engineer's report suggesting that the Commission be reminded of certain recommendations for correction of the lift stations, and stated that unless there was some thought to the contrary he would reply to Mr. Fox's letter outlining the facts as set forth in the City Engineer's memorandum. The Council agreed that the Executive Secretary reply to the letter as outlined.

17. The Executive Secretary presented the detailed Report of the Police Dept. for the month of August 1960.

18. The Executive Secretary stated that in the matter of establishing water rate in an effort to get the same amount of money now being collected that it had been concluded that from the readings of the test meters previously reported that a formula could not be worked out on the basis of the test meters and that after discussion and study by the Treasurer it was decided that the best measure would be the metered properties outside the City which represents all kinds of properties, and after computing these figures on the basis of the City rate it was concluded that it would be necessary to increase the minimum flat rate from \$3.00 per quarter to \$5.00 per quarter and to increase the rate per thousand gallon from .27 per thousand gallon to .33 per thousand gallon for the first 300,000 gallons. He stated that then would produce the same revenue now produced, and that the rate would still be lower than the rates of other Cities. The Executive Secretary stated that the Treasurer is in the process of setting up bookkeeping and billing operations for the water metering.

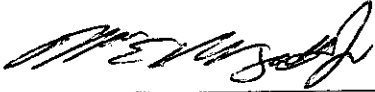
Minutes of Meeting of September 26, 1960

Councilman Fullbrook states that he did not feel that the basis on which the proposed figures were arrived at was a representative group of what is in the City proper and that he would like to see a report of the meters used and would stop by the Treasurer's Office to go over some of the records.

19. The Council requested that the Director of the Department of Public Works be scheduled to discuss the salary increase requests for the Department of Public Works for 1961 Budget at the next meeting, October 3, 1960.

20. The meeting adjourned at 10:40 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

October 3, 1960
Date


President of The Council

Josephine M. Traubfield
Clerk

September 26, 1960

PROGRESS REPORT ON NEGOTIATIONS WITH PROPERTIES ON THE NORTH PRONG OF THE RIVER.

The water frontage on the North prong of the River is held by 15 separate owners. Roughly these ownerships may be divided into three classes:

1. The oil companies which are dependent upon the barge movement of oil to their bulkheads adjacent to the storage tanks.
2. The companies of Farmers & Planters, Inc., Pocahontas, Salisbury Milling Company and the Eastern Shore Public Service Company which now make active use of their water facilities.
3. The other properties who do not in conducting their regular business make any use of their water rights and which in many cases have allowed their bulkheads to deteriorate.

OIL COMPANIES

With reference to the oil companies a system has been designed which will provide service from a single docking facility below the Main Street bridge with pipelines extended to these various locations. A tentative arrangement has been agreed to by the Tilghman Fertilizer Company to lease the frontage along the river where the old sailboat is presently moored. Pipelines would then be extended by way of Main and Lake Streets and along the waterfront to provide service to these five separate operations. Four types of lines to handle the various categories of petroleum products would be needed. Outside of the initial pressure of pumping the material from the barges a booster pump would probably be needed part of the way along the route. Barring the arrangement with the Tilghman Fertilizer Company there are several

other properties in this general vicinity that would be equally available for this docking facility.

The entire cost of this installation to serve these five separate companies would run approximately \$250,000.00. This would include the cost of the oil lines, a lease on the property, improved docking facilities and a structure across the North prong of the river to serve the Atlantic Refining Company which is on the East side and opposite the other four companies.

Preliminary discussions have been held with these various operators but no general agreement has been reached. However, we feel absolutely certain that adequate service can be provided within the figure indicated.

WATER ORIENTED INDUSTRY

A definite offer has been made the Pocahontas Company to assist them in their relocation, primarily because it was felt that they were not in a position to continue operations on the North prong. Mr. Holland had, prior to these negotiations, already obtained an option to an additional tract below the Main Street bridge. Due to the fact that his tugs handle several barges at times it was impossible to dock them as a unit between the existing Main Street bridge and the proposed Route 50 bridge.

An estimate is now being made of the approximate cost of reconstructing the buildings and relocating the concrete mixing plant located on the Pocahontas' present site before arriving at a final figure. Tentatively this estimate was set at approximately \$70,000.00.

A conveyor system has been designed to serve the Salisbury

Milling Company which would be constructed on a series of piles and catwalks along the outside of the present bulkhead line. This conveyor would extend from the area between the Main and the new Route 50 bridge to the Salisbury Milling Company and would deposit the grain into the system at the point that he presently receives service. Mr. Quillin has indicated that he regards any such manner of service less desirable than that which he now has, namely, the open river immediately adjacent to his property. He has not, however, said that he absolutely will not agree on such an arrangement although the indication has simply been that he will be extremely difficult to satisfy on any such proposal.

The approximate cost attached to providing this service to Salisbury Milling would be about \$63,000.00.

A belt conveyor system has likewise been designed to serve the Farmers & Planters facility. This conveyor would be installed on the same catwalk and supports that carried the Salisbury Milling conveyor.

Discussions and preliminary negotiations with this company has indicated that they will accept any system that serves them as adequately as they are presently being served. In their review of the proposed belt conveyor they could see no objections to this method of service. This system is expected to cost approximately \$45,000.00.

The Eastern Shore Public Service Company, which owns approximately 500 feet of water frontage in the upper end of the North prong has been contacted. Mr. Nelson stated that as far as

they were concerned this property has been classified as surplus and it has generally been known that it was available, although it has not been advertised. He stated that he regarded the water rights as the most valuable part of the property, and when questioned agreed that he felt there was very little difference between the real value of the property and the water rights. There have been two recent appraisals made of this property and he is to let us know within the next several days what his company regards as a fair figure for its outright sale.

OTHER PROPERTIES

The remainder of the property owners who presently have water rights but who do not utilize them have not been contacted as of this date. A flat per front foot figure has generally been assigned as a fair value for these rights and the approach will be that all of these people will be invited in at one time and a flat offer made for their water rights.

OTHER CONSIDERATIONS

One of the primary concerns of all the persons with whom service by conveyor or pipelines has been discussed has been the problem of maintenance. A figure that can be assigned to the maintenance of this system or the responsibility of maintenance is one that is very difficult to resolve. The only answer seems to be that the City if they desire to see a fixed bridge in lieu of a lift bridge will have to agree to accepting the ownerships of these various conveyor systems and the maintenance responsibility for them. A fund would be set aside by the State Roads Commission and deposited in escrow for this purpose. The City

would likewise have to accept the ownership and/or lease obligations of the two docking areas that would be required to service these facilities.

GENERAL OUTLOOK

The general tenor of the situation seems to be there is a fair chance that an agreement can be expected to be negotiated with all of these persons with the possible exception of the Salisbury Milling Company. However, the conditions under which this project was undertaken, because of the time limitation, was that no consideration can be given to condemnation. If within the next 10 days or two weeks a tentative agreement cannot be executed with the Salisbury Milling Company which at this time seems to be the key to the success of the project, it is recommended that the project be concluded and the State Roads be informed that they may proceed with the construction of a bascule bridge.

EXPENDITURES

To undertake this project, \$2,000.00 was appropriated, \$1000.00 by the City of Salisbury and \$1,000.00 from the Federal Grant for the continued planning program. Mr. John Cordyack has been engaged as an engineering consultant to design the various conveying systems, pipelines, etc., to serve these industries. As of this date and pending an exact billing Mr. Cordyack, as a consultant, has now put in sufficient time to account for approximately 50% of these appropriated funds.

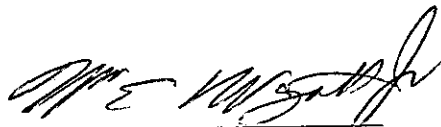
The Council of The City of Salisbury met in special session at 8:00 P.M. at the City Hall, Monday, October 3, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Joseph J. Long, Richard M. Laws, and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

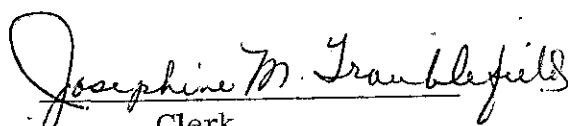
1. The meeting was opened by repeating The Lord's Prayer.
2. The minutes of the meeting of September 26, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. A delegation of five persons appeared before the Council in the matter of petition for annexation of the area known as Riverside Area, bounded on the East by the Railroad, on the West by the Wicomico River, on the North by the Southern Boundary of the City, and on the South by Tony Tank. Mr. Jeremiah Valliant was spokesman for the group and formally presented the petition for annexation to the Council President. Mr. Victor H. Laws, City Solicitor, explained the law governing petition for annexation regarding verification of signatures both as to property owners and qualified registered voters. The petition was accepted by the Council on a motion by Councilman Martin and seconded by Councilman Long. The Council President advised the group that the necessary verifications, as outlined by the City Solicitor, would be carried on and a report would be made at the earliest possible date.
4. Mr. Laws, City Solicitor, presented letters addressed to the three local banks requesting that the signatures appearing on the petition for annexation be compared with signatures on file at the bank, in order to verify the signatures on the petition. He advised that as soon as the signatures are verified and the assessed valuation of real and personal property appearing on the petition is verified by the Assessor's Office and the Board of Supervisors of Elections verifies the names as qualified registered voters the Council President would be in a position to sign the certification of annexation.
5. The Executive Secretary presented a supplement to a lease rental agreement on Airport Property leasing two additional small spaces and increasing the rental by \$36.90 per month to be executed by the Mayor. The Council concurred in authorizing Mayor McLernon to execute the lease agreement on a motion by Councilman Martin and seconded by Councilman Laws.
6. The Executive Secretary stated that the matter of water rates for the coming year needed to be established promptly. After discussion the Council agreed that the matter be deferred until the next meeting of the Council when Councilman Fullbrook would be present to report on his study on the matter of water rates, on a motion by Councilman Laws and seconded by Councilman Martin.
7. The Executive Secretary presented the report of the Police Dept. Radar Activity for the period September 14 - 23, 1960.
8. The Executive Secretary reported on the matter of property on Vaden Street for playground purposes. He stated that the 2.77 acres compares with 2.07 acres in Harmon Field and that the City's Agent is endeavoring to get options on the property.

Minutes of Meeting of October 3, 1960

9. The Executive Secretary reported on parking meter revenues - he stated that when he estimated the revenues last year he had no experience on Route 50 and was rather conservative in his estimate of \$23,000.00 for Special Assessment District No. 1 and that it now appeared that the revenues would run around \$36,000.00, and that the total parking revenues, based on experience this far, will run around \$56,708.00 for the entire City.
10. The Executive Secretary reported on his investigation of sick leave. Councilman Martin stated that according to the figures that about 13% of the employees appeared to be abusing sick leave benefits and that he felt it unfair to penalize the other 87% of the City employees, altho he felt there should be some method of control. After discussion the Council concluded that when an employee is absent due to illness that the department head be authorized to send a doctor, at his discretion, to visit the employee and if the employee is found to be not incapacitated that the employee is to be charged with the cost of the doctor's visit, the charge to be deducted from the employee's pay, and that the employee will not be paid for the day or length of time off. The Council requested that the Executive Secretary and the City Solicitor prepare an amendment to the Leave and Sick Leave Regulations embodying this decision and bring back for final action.
11. The City Engineer presented subdivision plat of Larmar Corp. Property on East Street between Middle and North Boulevard for Council approval. He stated that altho' the lots are only 50 ft. front he believed that they were as good as the average lot in the area and recommended Council approval. After discussion the Council approved the subdivision plat on a motion by Councilman Martin and seconded by Councilman Laws.
12. The Director of Public Works reviewed the requested salary increases for his department for the 1961 Budget with the Council.
13. The Treasurer reviewed with the Council the requested salary increases for Finance Department for 1961 Budget.
14. The meeting adjourned at 10:15 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

October 10, 1960
Date


President of The Council


Clerk

The Council of The City of Salisbury met in regular session at 8:00 P.M., Monday, October 10, 1960, at the City Hall. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilman Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of October 3, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. Mrs. Leutner and Mrs. Kelly, teachers at East Salisbury School, were present with 18 of their sixth grade students to observe the Council meeting. Mayor McLernon welcomed the groups and introduced the members of the City Government and explained their duties and also events of the meeting.
4. Councilman Martin introduced and offered the following preambles and resolutions, which were duly seconded by Councilman Laws, and unanimously passed by the Council.

WHEREAS, by Ordinance No. 804, passed September 19, 1960, The City of Salisbury authorized the issuance and sale at public sale, following publication of notice, of Six Hundred Sixty-five Thousand Dollars (\$665,000.00) Salisbury, Maryland Water, Sewer Street and City Yard Bonds of 1960, bearing date of November 1, 1960, pursuant to the authority of Article 11-E of the Constitution of Maryland, Sections 31 to 39 inclusive of Article 23-A of the Annotated Code of Maryland (1957 Edition), and Sections 381 and 382 of the Charter of The City of Salisbury; and

WHEREAS, said public sale was held on October 10, 1960 in accordance with the terms and conditions set forth in the Notice of Sale, at 8:00 O'Clock P.M. Eastern Daylight Time, and the bids received for said bonds were opened and examined in the presence of the Mayor and the Council of The City of Salisbury in the Council Room of the City Hall, Salisbury, Maryland; and

WHEREAS, the following bids were received for said bonds in response to the Notice of Sale:

Mercantile-Safe Deposit and Trust Company, Baker, Watts and Company, and Stein Bros. and Boyce -

Amount Bid - \$100,0278 per \$100

Interest Rates: Bonds maturing 1962 to 1965 inclusive, 4%, Bonds maturing 1966 to 1970 inclusive 3%, Bonds maturing 1971, 3.10%, Bonds maturing 1972 to 1974 inclusive, 3.25% Bonds maturing 1975 to 1978 inclusive, 3.40%, Bonds maturing 1979 to 1984 inclusive 3.50%. Total Interest Payable - \$286,790.13. Effective Interest Rate - 3.3779%.

Alex. Brown & Sons, John C. Legg & Company, Robert Garrett & Sons, Mead, Miller & Co., and C. T. Williams & Company, Inc. -

Amount Bid - \$100,016 per \$100.

Interest Rates: Bonds maturing 1962 to 1965 inclusive, 4%, Bonds maturing 1966 to 1969 inclusive, 3%, Bonds maturing 1970 to 1973 inclusive 3.25%, Bonds maturing 1974 to 1976 inclusive, 3.40%, Bonds maturing 1977 to 1984 inclusive 3.50%. Total Interest Payable - \$289,793.60. Effective Interest Rate 3.413%.

Minutes of Meeting of October 10, 1960

Johnston, Lemon & Co., Washington, D. C., Merrill Lynch, Pierce, Fenner & Smith, Inc., New York, and Mackall & Coe, Washington, D. C. -

Amount Bid - Par, plus a premium of \$306.00

Interest Rates: Bonds maturing 1962 to 1968, inclusive, 3.75%; Bonds maturing 1969 to 1973, inclusive, 3.50%; Bonds maturing 1974 to 1984 inclusive, 3.75%.

Total Interest Payable - \$313,944.00. Effective Interest Rate - 3.6978%

and

WHEREAS, following a tabulation and comparison of the accepted bids, it appeared that the bid submitted by the above named syndicate headed by Mercantile-Safe Deposit and Trust Company was the best bid received for said bonds and that the same should be accepted as being in the best interest of The City of Salisbury; and

WHEREAS, bond counsel has advised that said bid was made in all respects in accordance ;with the terms and conditions set forth in the Notice of Sale:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY

Section 1. That the bid of the syndicate headed by Mercantile - Safe Deposit and Trust Company, Baltimore, Maryland, for the purchase of Six Hundred Sixty-five Thousand Dollars (\$665,000.) aggregate par amount Salisbury, Maryland Water , Sewer, Street and City Yard Bonds of 1960, dated November 1, 1960, be and the same is hereby accepted in accordance with the terms of the said bid, and said bonds are hereby awarded to said syndicate.

Section 2. That the interest rates payable on the above described bonds be and the same are hereby fixed and determined at the following rates on the following bonds, said rates being determined in accordance with the terms of said successful bid of the above named syndicate:

<u>Bond Nos.</u>	<u>Maturities</u>	<u>Interest Rates</u>
1 - 115	1962-1965	4%
116-265	1966-1970	3%
266-295	1971	3.10%
296-385	1972-1974	3.25%
386-505	1975-1978	3.40%
506-665	1979-1984	3.50%

Section 3. That all other bids received for said bonds are hereby rejected and the good faith deposit checks submitted with such other bids shall be returned to the unsuccessful bidders.

Section 4. That the printing of said bonds is hereby awarded to the Security-Columbian Banknote Company, of Philadelphia, Pa., and immediately that said bonds shall become available the same shall be duly executed in the manner prescribed by Ordinance No. 804 and delivered to the above named purchasers at Baltimore, Maryland, upon payment of the purchase price therefor to the Treasurer of Salisbury.

Section 5. That this Resolution shall take effect from the date of its passage.
(Passed: October 10, 1960).

Minutes of Meeting of October 10, 1960

5. Mr. Fred Battle and Mr. Robert Parsons appeared before the Council and asked that consideration be given to making an attempt to remove the heavy traffic from College Avenue, that by starting a program now it would lessen the situation by next summer. The Executive Secretary advised that in order to keep the truck traffic off the street in question it would require the passage of an ordinance, however, he felt that a lot of the traffic will disappear from College Avenue when Route 50 is completed, as the trucks are now trying to avoid the congested area on Main Street by using River Road and College Avenue.

6. Mrs. Mary Disharoon, 838 West Main Street, appeared before the Council and requested that the area where a new road has recently been opened between West Main and Fitzwater Street be lighted. She also advised that the sidewalk on West Main Street near the Oriole Store is in an unsafe condition and requested that the condition be corrected. The Council advised Mrs. Disharoon that her requests would be turned over to the Director of the Dept. Public Works for investigation and recommendations.

7. The Executive Secretary read a note of appreciation from the Whayland Family for the flowers sent at the time of death of Wakeman Whayland, former City employee.

8. The Executive Secretary presented the following reports for month of September 1960:

Report of Parking Tickets Issued.
Fire Dept. Activities

9. The Council requested that a letter of commendation be sent to the Drum and Bugle Corps of the Fire Dept. from the Council on a motion by Councilman Laws and seconded by Councilman Martin.

10. The Executive Secretary reported that several inquiries have been made by people in the Hunting Park, Druid Hill, Allenwood Areas regarding City policy requiring sidewalk, curb and gutter if an area is taken into the City. He stated that the policy is to require with all new construction sidewalk, curb and gutter, but there were many miles in the City without sidewalk, curb and gutter. He stated that the country setting out in the Hunting Park Area is a situation which differs from present built up areas in the City and that probably some exception or overhaul of the City's policy would be in point, if and when this area is annexed, and asked the Council to give some thought to the matter. After discussion the Council concurred in policy in case of future annexation of areas of country setting, unless there is a serious drainage problem, that sidewalk, curb and gutter would not be required, on a motion by Councilman Long and seconded by Councilman Laws.

11. Mr. Gilman, Planning Director, presented report of progress in negotiation in the matter of fixed bridge over the North Prong of Wicomico River (report attached to Minutes). He advised that a meeting was scheduled for 11:00 A.M. Tuesday, October 11, 1960 with representatives of policy-making level of the oil companies to give tentative agreement to accepting the City's proposal. He explained from a map what is proposed in the matter of 5 pipe lines for gasoline and fuel oil to be run into the plants. He asked that the Mayor and members of the Council attend the meeting with the oil companies.

Minutes of Meeting of October 10, 1960

12. Chief Chatham advised that in enforcing the new Dog Control Law that it was his feeling that the \$6.00 minimum was too high and he felt that the minimum charge should be \$3.00 if the dog were claimed by the owner on the same day it was impounded, and suggested that the notice fee of \$2.00 and the fee of \$1.00 for keep of the dog for the first day be eliminated. After discussion the Council agreed to continue with the penalty as set forth in Ordinance No. 803 for a trial period.

13. The Executive Secretary presented request for the closing of Gillis Alley between Market and Mill Streets (alley between G. and K. Furniture Store and Feldman Furniture Store). The Executive Secretary advised that Mr. Charles Potts had requested that the matter be presented to the Council as the stores planned to extend their buildings and it would present a much better appearance. The City Engineer advised that he had discussed the matter with Mr. Grier, Fire Marshal, and that he had stated that he would prefer to have the alley open for a fire break. The City Solicitor explained ownership of alleys in question and after further discussion the Council concurred in authorizing the closing of the alley as requested on a motion by Councilman Martin and seconded by Councilman Long.

14. The Executive Secretary presented agreement between the City and the State Roads Commission regarding Kendall Street Crossing to be executed by the Mayor. After discussion the Council authorized that the agreement be executed by Mayor McLernon on a motion by Councilman Long and seconded by Councilman Laws.

15. Ordinance No. 805 AN ORDINANCE of The City of Salisbury providing for the closing of a portion of the bed of "Allen Street" or "Allen Avenue" located in Camden Election District of Wicomico County, State of Maryland and providing for the execution and delivery by the City of Salisbury of a quitclaim deed conveying to the abutting owner or owners any interest of The City of Salisbury in and to such closed portion of such street bed was adopted on second and final reading on a motion by Councilman Long and seconded by Councilman Laws.

16. Ordinance No. 806 AN ORDINANCE of The City of Salisbury adopting and legalizing "The Code of The City of Salisbury, Maryland, 1959," published by the Michie City Publications Company, under the direction of the Council of The City of Salisbury for the purpose of revising and codifying the ordinances of The City of Salisbury, repealing certain ordinances not included therein, with certain exceptions, and of setting forth the Charter of The City of Salisbury with amendments thereto, and for other purposes herein set forth, was adopted on second and final reading on a motion by Councilman Laws and seconded by Councilman Long.

17. The Executive Secretary reported that the Fall Convention of the Maryland Municipal League would be held in Rockville November 10, 11 and 12, 1960 and asked that anyone planning to attend make reservations.

18. Mr. Victor H. Laws, City Solicitor, reported that the Salisbury National Bank had certified 67 signatures appearing on the petition received for annexation and that he would proceed to take the list of signatures to the other banks for verification.

19. The meeting adjourned at 10:25 on a motion by Councilman Long and seconded by Councilman Laws.

Oct 17, 1960

President of The Council

Clerk

The Council of The City of Salisbury met in special session at the City Hall at 8:00 P.M., Monday, October 17, 1960. The following were present: President of The Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
 2. The reading of the Minutes of the meeting of October 10, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
 3. A delegation of 7 members of the Pinehurst P. T. A. were present. Mrs. E. Homer White, Jr. was a spokesman for the group and requested that a policeman or crossing guard be placed at the Taney and College Avenue Intersection for protection of the Pinehurst School Children. Mrs. White stated that the traffic from Riverside Drive into College Avenue has become dangerous to the Pinehurst School children and asked for some immediate action in order that a report may be made at the next meeting of the Pinehurst P. T. A. to be held November 7, 1960. Mayor McLernon advised the group that the school crossing guards are furnished thru the Police Dept. operating under provision of the budget and to add any additional crossing guards at this time would cause a hardship, however, if after police investigation it is found that additional crossing guard is needed at this location the request will be considered in an effort to see what can be done. It was reported by the group that the crossing guard at Camden and Pinehurst Avenues going on duty at 3:00 P.M. is not early enough to give protection to the first grade children who are dismissed at 2:30 P.M.
 4. Public hearing was held on the request of Philip Banks for rezoning of property at Hammond, Caroline and Priscilla Streets from Residential A to Commercial. Mr. Richard Pollitt, Attorney, presented request for Mr. Pleasanton, who purchased the property from the American Legion, stating that Mr. Pleasanton planned to build a neighborhood shopping center in the area and that the building proposed for Mr. Banks was to be a 75 X 75 ft. brick building. The Executive Secretary advised that as early as July 1958 it was planned to change the zoning of this area to Residential, even tho' prior to August 3, 1959 it was zoned Commercial. He stated that the Zoning Consultant, Mr. Grinnalds, had gone over the matter and that there was no disagreement among the City because the area was residential in character and that this was known before the property ever changed hands for about a year before it finally became law when the Zoning Law was adopted.
- Mr. Gilman, Planning Director, advised that the Zoning Commission recommended that the Council not rezone the property from Residential A to Commercial, after the public hearing held on the request on September 22, 1960. He presented a petition signed by residents of the neighborhood protesting the rezoning and he stated that in view of the petition that the Planning Commission could see no reason why rezoning should be granted.
- Mr. Pollitt stated that there seemed to be some misunderstanding among the residents who signed the petition, as when the petition was circulated they were lead to believe that there would be a beer garden in the shopping center.
- Mr. Mickey Moore, 713 Priscilla Street, stated that his name appeared on the petition due to a misunderstanding, that he was told a beer garden would be in the area and that he had since learned that was not the case and that he would like to request that his name be removed from the petition.

Minutes of Meeting of October 17, 1960

Mr. Graham Senter, N. Salisbury Blvd., stated that the people who have built their homes in that area would prefer not to have a business center in that area, as they feel that it is not needed and they do not want further traffic congestion.

The City Engineer reported that Mr. Pleasanton was advised of the plan to change the zoning of the area from Commercial to Residential before the property was purchased.

After discussion the Council concurred in tabling the matter for further study and advised the delegation that they would be advised of their decision at an early date, on a motion by Councilman Martin and seconded by Councilman Long.

5. The City Engineer presented request from Mr. Robert Porter to enlarge his operation at East Church Street and advised that it is an illegal operation and recommended that the Council reject request until such time as there is adequate right-of-way there. After discussion the Council concurred in advising Mr. Porter to provide adequate right-of-way from Young Avenue to a point on Roberts Street giving good turning motion to open way and making an industrial outlet thru a residential area.

6. The Executive Secretary read a letter from Mr. Gilman, Planning Director, advising that the State Planning Department would assume obligation of his salary as of November 1, 1960 to July 1962.

7. The Executive Secretary presented the Fire Marshal's report for the Month of September 1960.

8. Mayor McLernon asked that the matter of the school crossing guard for Pinehurst School be discussed further. The President of the Council suggested that cross-walks be painted in the Taney - College Avenue area. After further discussion the Council requested the Chief of Police and the Executive Secretary to check with the A. A. A. to see if the school patrol could be reactivated, and if so that such plan be used to insure the safety of the children, with the approval of the School Board, and to report to the Council at the meeting October 24, 1960.

9. The meeting adjourned at 10:45 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

October 24, 1960

Date

W. E. Martin

President of The Council

Josephine M. Trumblefield

Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, October 24, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the meeting of October 17, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Martin.
3. Mr. John Jacob, Attorney, and Mr. Lewis Abbott appeared before the Council in the matter of extension of sewer services outside the City to serve lots in Mt. Vernon Plat on Booth Street. Mr. Jacob stated that Mr. Abbott had appeared before the Council and requested the extension of sewer service for this property sometime ago and had been referred to the Urban Services Commission, and that the Urban Services Commission has tentatively approved Mr. Abbott's request subject to approval by the City, since it is the City's sewer line to be connected to. He stated that the plans had been prepared by Mr. Nelson Messick quite sometime ago and that he had discussed the plans for the sewer service with Mr. Cooper, City Engineer, to see whether or not there had been any changes in the planning which would make the plans obsolete and had been advised by the City Engineer that as far as he knew the plans are still in line with City and County Planning. The City Engineer stated that he would have to recommend that the request be denied, not because the plans are not adequate, or that the area could not be served by the City, but because of the existing City policy governing extension of water and sewer outside the City, as it would prevent annexation at some future date should it be desirable to annex the area. Mr. Jacobs advised that Mr. Abbott proposes to pay the cost of installation in full for the sewer service and would be willing to transfer this particular sewer line to the City without charge at such time as the area is annexed to the City. Mr. Victor H. Laws, City Solicitor suggested that the matter be delayed until he and the City Engineer and the Executive Secretary could consult with Mr. Gilman, Planning Director, and a report made to the Council with recommendations. After discussion the Council concurred in accepting the City Solicitor's suggestion and advised Mr. Jacob and Mr. Abbott that as soon as the matter is acted upon they will be advised.
4. Mr. Robert P. Cannon, Attorney, appeared before the Council with 8 property owners from the Priscilla - Hammond Street area to protest the change of zoning from Residential to Commercial of the Hammond, Priscilla and Caroline Streets area. He stated that the property owners feel that the change in zoning will be detrimental to the area and lower the value of their property and that they want to go on record as opposing the change. He stated that if the City permits the change in zoning it will establish "Spot Zoning" and create a serious precedent in the zoning regulations throughout the City. Mr. Richard Pollitt, Attorney, was present and stated that there was nothing to be added to the statements made on the matter last week, that his client, Mr. Pleasanton, was asking that the area be returned to Commercial as it was zoned until last year. Mr. Pleasanton stated that the property was zoned Commercial when he purchased it. The President of the Council advised the group that the Council is familiar with the problem and that a decision will be made at an early date. The Council concurred in tabling the matter for later discussion and action on a motion by Councilman Laws and seconded by Councilman Martin.
5. Mr. Gilman, Planning Director, reported on the progress of negotiations in the matter of the North Prong of the River - he stated that to date they have no signed options, but have no refusals and that it is hoped that by the next meeting of the Council they will have acceptances or refusals.

Minutes of Meeting of October 24, 1960

6. The Executive Secretary reported that Hallow'een falls on Sunday this year and that the usual celebration with the awarding of prizes has not been planned by the group of associated clubs and that apparently there would be no reason for blocking off the street for masqueraders. Chief Chatham stated that there appeared to be parties being sponsored by the various clubs and Churches and will take the children off Main Street this year.
7. The Executive Secretary read a letter from Dr. H. C. Byrd of the Tidewater Fisheries inviting the Mayor and Council and their wives to attend a luncheon aboard the Tidewater Fisheries Boat, "The Gov. Tawes," which would be docked at Victor Lynn Dock, on October 25, 1960.
8. The Executive Secretary reported that the City Solicitor had prepared a preliminary draft of an ordinance to put the new water rates into effect and that a few more changes needed to be made. He stated that the meter service charge, which might be considered rent on the meter, was to be left off because of bookkeeping purposes and recommended that the cost of the meter itself be charged to the property owner in one charge rather than the regular meter charge as has been the practice in the past. It was decided to table the draft ordinance for new water rates for further discussion at the next meeting.
9. The Executive Secretary presented the new 10¢ Parking Tickets. The City Solicitor advised that it would be necessary to amend the present law of enforcement of the \$1.00 parking fine before the new parking ticket program could be put into effect and that the amendment will be ready for introduction at the next meeting. After discussion on the green (10¢) Parking Ticket it was the opinion of the Council that the instructions printed on the envelope were not clear and the Council requested the City Solicitor review the matter with Mr. Alvin Benjamin who had originally suggested the plan.
10. The Executive Secretary reported that the City now has an option on the Dashiell Property on Decatur Avenue, Vaden Avenue, Kelly and Johnson Streets for playground purposes, however, some difficulty is being experienced in getting the other property down to the appraiser's figure.
11. The Executive Secretary reported that he had contacted the A. A. A. regarding the matter of reactivating the Safety Patrol Program in the schools and had been advised that the program was active in the schools in this County and going very well with nearly every school participating. The Executive Secretary stated that he then inquired as to the participation of Pinehurst School and was informed that Pinehurst was one of the schools which did not return the requisition for supplies to be furnished by the A. A. A. and that the P. T. A. , along with a few others, had taken the position that they wanted to furnish the protection for the children rather than have the children do it. The Executive Secretary stated that he had requested the A. A. A. to contact the Pinehurst School to determine how the Safety Patrol Program was going at that school and why they were not active in the program. In this connection the Executive Secretary reported that the radar car recently in the Pinehurst School Area from 8:00 to 9:30 P. M. reported only one arrest and one reprimand.
12. The Executive Secretary reported that Mayor McLernon had been appointed to the Committee on Airports and that he had been appointed to the Atomic Energy Committee by the American Municipal Association Congress to be held at the Waldorf Astoria in New York, November 26-29, 1960.

Minutes of Meeting of October 24, 1960

13. The Executive Secretary distributed the Dept. Public Works recommendations for the 1961 Budget.

14. Councilman Long introduced the following resolution, which was duly seconded by Councilman Martin and unanimously passed by the Council:

WHEREAS, the United States of America on June 30, 1948 granted and conveyed the Salisbury-Wicomico Airport Property located in the Nutters Election District of Wicomico County Maryland unto the City of Salisbury and the County Commissioners of Wicomico County as joint owners, but at the same time of said conveyance, the said United States of America did not convey or assign the avigation easements held by the United States of America over the properties lying in the approaches of the said Salisbury-Wicomico Airport; and

WHEREAS, The City of Salisbury and the County Commissioners of Wicomico County now find it necessary to obtain the avigation wasements over said property lying in the approaches to said Airport for the purpose of providing additional runway lights on said Airport Property; and

WHEREAS, the United States of America by and through the Federal Aviation Agency has assured the City of Salisbury and the County Commissioners of Wicomico County that said easements may be transferred to the said present owners of said Airport Property.

THEREFORE BE IT RESOLVED by The City of Salisbury, Maryland, a body politic and corporate of the State of Maryland, that the Federal Aviation Agency and a duly authorized Agency of the United States of America be and they are hereby requested to grant unto the said City of Salisbury and the County Commissioners of Wicomico County, Maryland all right, title and interest of the United States of America of the avigation wasements presently held by the United States over the property lying in the approaches at the Salisbury - Wicomico Airport under Section 16 of the Federal Airport Act of 1946, as amended, subject to such reservations and conditions as may be imposed on such conveyance by the Federal Aviation Agency.

15. The Executive Secretary reported that bids had been received on fire engine and fire hose and that the bids would be reviewed by Councilman Martin, Mr. Fred Grier and Chief Moore and himself at an early date.

16. Mr. Victor H. Laws, City Solicitor, reported that the work is progressing on checking out the annexation petition and that all names have been verified except 34, but it appears that sufficient number have been verified and it only remains to check out the property in the district, and that there is indication that he will have the petition in form to be introduced and discussed at the next meeting of the Council.

17. Mr. Victor H. Laws, City Solicitor, advised that in the matter of the Church Street Property the Court had agreed to hear arguments on Wednesday or Thursday of this week depending upon the trial calendar.

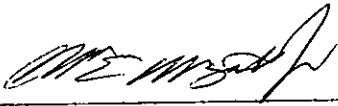
18. Mr. Victor H. Laws, City Solicitor, advised that in the matter of a recent editorial appearing in a local newspaper "Night of Horrors" he had prepared a draft of a statement by the City setting forth the City's position in the matter of using the City's water system for the purpose of electrical grounding, in answer to the editorial. The Council approved the statement for release on a motion by Councilman Long and seconded by Councilman Laws.

Minutes of Meeting of October 24, 1960

19. The meeting adjourned at 10:05 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

October 31, 1960

Date



President of The Council

Josephine M. Fraubleyfield
Clerk

The Council of The City of Salisbury met in special session at 8:00 P.M. at the City Hall, Monday, October 31, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws, and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of October 24, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. The Executive Secretary reported that a petition had been received which was signed by the residents of Huston Terrace requesting that parking on the east side of Huston Terrace be prohibited (see petition attached to minutes). The Executive Secretary stated that the petition had been investigated by the Chief of Police, who advised that presently there is no parking allowed on on the west side of Huston terrace and since everyone living on Huston Terrace had signed the petition, he recommended that parking be prohibited on the east side of Huston as requested. The Council concurred in accepting the recommendations of Chief Chatham and directed that the necessary signs be erected prohibit parking on the east side of Huston Terrace on a motion by Councilman Martin and seconded by Councilman Laws.
4. The Executive Secretary presented the Police Dept. Consolidated Report for the month of September 1960.
5. The Executive Secretary presented request from D pt. Public Works for Council approval of salary for Melvin Taylor, Engineering Aide, to fill vacancy at \$55.00 per week, Account No. 20.211(b) W.D., effective November 7, 1960. The Council approved salary as requested on a motion by Councilman Laws and seconded by Councilman Long.
6. The Executive Secretary reminded the Council of the Maryland Municipal League Convention to be held in Rockville November 10 - 12, 1960, and reported on the program planned. In this connection the Treasurer stated that he would like to have the City go on record to present to the Maryland Municipal League the matter of getting some legislation to open ass essment books twice a year. The Executive Secretary advised the Treasurer to prepare such a resolution to be submitted to the Resolution Committee of the Maryland Municipal League at the convention in Rockville.
7. The Executive Secretary reported that Edward Livingston, a member of the paid Fire Dept. since 1953 and a Volunteer Fire Dept. member since November 1933, has been ill for a long period and will not be able to return to duty, and that his employment with the City terminates as of this date; and that Chief Moore requested that a full week's pay be made to Mr. Livingston instead of the one day due. The Council concurred in authorizing the Treasurer to pay Edward Livingston a full week's pay, the week October 31 thru November 5, 1960, as requested on a motion by Councilman Long and seconded by Councilman Martin.
8. The Executive Secretary reported that several letters have been received from persons interested in the widening of Waverly Avenue in rear of Colonial Stores and Sears, Roebuck Co. He stated that this is not a traffic artery, but would benefit adjacent properties and does not appear feasible unless the abutting property owners are willing to bear a large share of the expense, as it would be inequitable to taxpayers for the City to bear the major part of the cost.

9. The Executive Secretary reported that he had been reluctant to spend anymore money for the Armory since there is no interest and no great use being made of the Armory, but after the recent rain the water was pouring in on the second floor over the head house and is rotting the wood. He stated that he had obtained estimates on repairing the roof and that a new 20-year Bonded Roof would cost \$950.00, or a Roof of two-Ply Serto-Glass, guaranteed to be absolutely water-tight, could be put on for \$350.00 and he recommended that the Serto-Glass Roof be put on the Armory. The Council concurred in accepting recommendation of the Executive Secretary and authorized that the Serto-Glass Roof for \$350.00 be put on the Armory or a motion by Councilman Laws and seconded by Councilman Fullbrook.

10. The Executive Secretary reported that bids on materials for the traffic lighting system on Route 50 has been received as follows:

Pressure Sensitive Vehicle Detectors Artcraft Electric Supply - \$6,869.60, Graybar Electric \$6,886.60, Central Electrical Supply - \$8,593.00

He stated that the Dept. Public Works Dept. was reviewing the bids to determine whether or not the brands bid on were equal and if found to be equal he would recommend the low bid of Artcraft Electric Co. be accepted.

Anchor Bolts

Artcraft Electric Co. - \$816.40, Central Electric Co. \$1,090.00, Union Metal Mfg. Co. \$1,174.20.

Galvanized Conduit, Couplings, and Elbows

Central Electric - \$2,817.60, Artcraft Electric \$2,868.51, Miller Electric - \$3,066.40.

The Council authorized that award be made to low bidders on a motion by Councilman Long and seconded by Councilman Laws.

11. Mr. Victor H. Laws, City Solicitor, presented recommendations to the Council by the Committee appointed to study the request of the Urban Services Commission for the establishment of a district for the Lewis Abbott property known as Mt. Vernon Subdivision as follows:

"Even though Mr. Abbott is prepared to build the facilities at his sole expense and same would be owned by the Urban Services Commission or the City, and even though the facilities are practical from the engineering point of view, we feel that the establishment of this district would be unwise as a policy matter at this time. Our reasons are listed below:

1. The Planning Commission has adopted a master plan for the suburban area which envisions providing facilities for large districts. These plans might be seriously impaired from the financial, engineering and administrative points of view if small segments were carved out of them from time to time as independent districts on a piecemeal basis.

2. The creation of a multiplicity of small independent districts, and possibly overlapping districts, in a ring around the City could cause a complex and difficult administrative problem for whatever governmental agency (the County or the Urban Services Commission, or possibly at a future date the City in the event of annexation) were charged with the responsibility. We feel this confusion and complexity would not be in the public interest and while the City is not immediately concerned, it might cause the members of future councils to disapprove petitions for annexation.

3. The creation of multiple districts in a ring around the City, even though the facilities were built at private expense, could cause partial or total depletion of the City's reserve capacity for water and/or sewer service, and this might be definitely detrimental to City residents and taxpayers."

The recommendations were signed by" Ernest L. McLendon, Executive Secretary, Philip C. Cooper, City Engineer, Victor H. Laws, City Solicitor, and James C. Gilman, Planning Director.

The City Engineer advised that storm drainage is needed more in this area than sewer and that it is a very poor area for residential area. After discussion the City Solicitor advised that if the recommendations of the Committee were acceptable to the Council he would so advise Mr. John Jacob of the Urban Services Commission. The Council accepted the recommendations as presented by the City Solicitor on a motion by Councilman Martin and seconded by Councilman Fullbrook.

12. The City Solicitor reported that he had discussed the courtesy parking tickets with Mr. Alvin Benjamin and presented a draft of the corrections to be made on the parking tickets to be used.

13. Ordinance No. 807, AN ORDINANCE to repeal and re-enact Section 11-5 of the Salisbury City Code, 1959, relating to payment of charges for motor vehicle and traffic violations within the City of Salisbury, and approving the charges for parking violations to be effective initially, subject to change from time to time by the Mayor and Council as provided in said Section 11-5 as repealed and re-enacted was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Martin.

14. In the matter of the request for rezoning of the property at Hammond, Caroline and Priscilla Streets from Residential to Commercial, Mr. Gilman, Planning Director, stated that he had received a petition with 50 signatures protesting the change in the zoning and that according to the law if a petition is presented with 20% of the property owners owning property 100 ft. from opposite side a four-fifths vote of the Council is required to make a change in zoning, and that the map shows that in that particular area 27.3% of the area involved petitioned against the rezoning and with the request received today from the Larmer Corporation that the area not be rezoned it would be well over 50%. After discussion Councilman Martin introduced a motion that the request to change the zoning from Residential to Commercial be denied, which was duly seconded by Councilman Laws. Councilman Fullbrook and Councilman Long voted in the negative and the tie was broken by a negative vote by the President of the Council, Wm. E. Wyatt, Jr. Under the law a four-fifths vote was required and the motion was lost. Councilman Fullbrook then introduced a motion that the area be rezoned from Residential to Commercial, which was duly seconded by Councilman Long, with Councilmen Martin and Laws voting in the negative and the President of the Council, Wm. E. Wyatt, Jr. voting in the affirmative. Lacking the four-fifths vote this motion was also lost and the area at Hammond, Caroline and Priscilla Streets remains zoned Residential.

15. The City Solicitor presented certificates and verifications in regard to petition for annexation of the Riverside Area and stated that the petition meets all requirements of the law and the following Resolution was offered by Councilman Long which was duly seconded by Councilman Martin and adopted on first reading by the Council:

A RESOLUTION of the Council of The City of Salisbury proposing the annexation to the City of Salisbury of a certain area of land situated contiguous to and binding upon the southerly corporate limits of the City of Salisbury, bounded on the North by said southerly corporate limits of the City of Salisbury, bounded on the East by the westerly line of the Pennsylvania Railroad Company right of way, bounded on the South by the north bank of Tony Tank Creek, and bounded on the West by the southeast bank of the Wicomico River; and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Salisbury (See copy of Resolution attached to Minutes).

16. Mr. Gilman, Planning Director, presented a report on negotiations with properties on the north prong of the Wicomico River (see copy of report attached to Minutes). Mayor McLernon read a letter addressed to the Mayor and Council from Mr. Funk, Chairman, State Roads Commission, advising that the date for advertisement for the bids for the proposed bridge was being moved ahead to November 8, 1960 instead of November 1, due to the fact that the Commission was a week late in furnishing the City with a consulting engineer, and in order to give the City time to arrive at a decision as to whether a fixed span or bascule type bridge was to be constructed. Mr. Gilman said in conclusion that he did not think that there was any possibility of a fixed span bridge being built, but asked that the letter to State Roads Commission not be replied to until November 8.

17. The Executive Secretary advised that it would be necessary to transfer money for the Christmas Lighting Program to the Community Promotion Account No. 10,912 Gen and that Mayor McLernon recommends that \$3,000.00 be transferred from Account No. 20,913 Gen. Capital Outlay-Parking. After discussion the Council concurred in authorizing that the transfer of funds be made as recommended on a motion by Councilman Laws and seconded by Councilman Long.

18. Wm. E. Wyatt, President of the Council, presented matter of Swift and Company Water bills. He stated that as a member of the Chamber of Commerce he had been requested to bring the matter before the Council that Swift and Co. is one of the City's biggest users of water and the largest poultry processing plant in this area, and with the City's water bills they are not competitive; and that it was felt that the City could do something to reduce their water bill, as they might be forced to leave the City. The Executive Secretary stated that they are already being subsidized on sewer, as they are paying a rate which only half the actual cost to the City, and that water is just about paying for itself. The City Engineer stated that he felt it would be a reasonable thing to do. The City Solicitor stated that he did not know enough about the water rates, but would be glad to make a study and offer recommendations. After discussion Mayor McLernon appointed a Committee, Councilman Laws, Councilman Fullbrook to serve with Mr. Gilman, Planning Director, and Mr. Victor Laws, City Solicitor, as Chairman, to make a thorough study and report back to the Council.

19. The meeting adjourned at 10:40 P.M. on a motion by Councilman Laws and seconded by Councilman Martin.

Nov. 7, 1960

Date

Wm. E. Wyatt

President of The Council

Joseph M. Trumble

RESOLUTION NO. 7

A RESOLUTION of the Council of the City of Salisbury proposing the annexation to the City of Salisbury of a certain area of land situated contiguous to and binding upon the southerly corporate limits of the City of Salisbury, bounded on the North by said southerly corporate limits of the City of Salisbury, bounded on the East by the westerly line of the Pennsylvania Railroad Company right of way, bounded on the South by the north bank of Tony Tank Creek, and bounded on the West by the southeast bank of the Wicomico River; and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Salisbury.

WHEREAS, the City of Salisbury has received a "Petition for Annexation" signed by James J. McGuirk and others requesting that the City of Salisbury now annex a certain area of land situated contiguous to and binding upon the southerly corporate limits of the City of Salisbury, bounded on the North by said southerly corporate limits, bounded on the East by the westerly line of the Pennsylvania Railroad Company right of way, bounded on the South by the north bank of Tony Tank Creek, and bounded on the West by the southeast bank of the Wicomico River (said area of land being hereinafter called "Riverside Area" for identification); and

WHEREAS, said Petition was presented to the City of Salisbury on October 31, 1960, and officially received by it on that date; and

WHEREAS, W. Edward Wyatt, Jr., President of the Council, and the presiding officer thereof, has caused to be made a verification of the signatures on the Petition, and has ascertained that the persons signing the Petition represent thirty and eight-tenths per centum (30.8%) of the persons who reside in Riverside Area and who are registered to vote in county elections in the precincts in which Riverside Area is located, and that the persons signing the Petition also represent the owners of twenty-six and

three-tenths per centum (26.3%) of the assessed valuation of the real property located in Riverside Area, all as of October 3, 1960, as will appear from the certificate of Mr. Wyatt, duly filed prior hereto among the official records of the City of Salisbury (a copy being attached hereto); and

WHEREAS, it appears that the Petition meets the requirements of law.

SECTION 1: NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, That it is hereby proposed and recommended that the boundaries of the City of Salisbury be changed so as to annex to and include within the boundaries of the City of Salisbury all that certain area of land together with the persons residing therein and their property, bounded on the North by the southerly corporate limits of the City of Salisbury, bounded on the East by the westerly line of the Pennsylvania Railroad Company, bounded on the South by the north bank of Tony Tank Creek, and bounded on the West by the southeast bank of the Wiconico River, generally subject to all provisions of the Charter of the City of Salisbury.

SECTION 2: AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, That it is hereby further proposed and recommended that such annexation of Riverside Area be made upon the following terms and conditions:

A. That upon the effective date of the annexation of Riverside Area hereby proposed, the provisions of the Charter of Salisbury and all ordinances, resolutions, rules and regulations of the City of Salisbury in effect on said date shall apply to Riverside Area to the same extent as to all areas within the present corporate limits.

B. That upon the effectiveness of the annexation of Riverside Area hereby proposed, all property therein shall be subject to taxation by the City of Salisbury at the full rate of ad valorem taxes levied by the City of Salisbury from time to time; provided, however, that if the effective date of such annexation shall occur after a portion of the taxable year has elapsed, then appropriate action shall be taken by the Mayor and Council to the end that the property in the annexed area shall be taxed only for that portion of such tax year after the effective date of such annexation.

SECTION 3. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, that the Council hold a public hearing in the Wicomico County Circuit Court Room, Court House, Salisbury, Maryland, on the annexation hereby proposed, on Friday, December 9, 1960, at 3:30 o'clock P.M., Standard Time. The Mayor of Salisbury is hereby requested to cause a public notice of said hearing to be published in accordance with law, being Section 19(d) of Article 23A of the Maryland Code.

SECTION 4. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, That this Resolution shall take effect upon the expiration of forty-five days following its final passage.

THE ABOVE RESOLUTION was introduced and read at the regular meeting of the Council of Salisbury, held on the 31st day of October, 1960, and having been duly published as required by law in the meantime, was finally passed at its meeting held on the _____ day of _____, 1960.

President of the Council

APPROVED by me, this day of , 19 .

Mayor

RECOMMENDATION TO THE CITY COUNCIL

The undersigned have studied and discussed the request of the Urban Services Commission for the establishment of a district for the Lewis Abbott property known as Mt. Vernon Subdivision.

Even though Mr. Abbott is prepared to build the facilities at his sole expense and same would be owned by the Urban Services Commission or the City, and even though the facilities are practical from the engineering point of view, we feel that the establishment of this district would be unwise as a policy matter at this time. Our reasons are listed below:

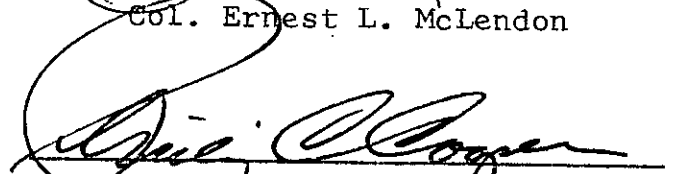
1. The Planning Commission has adopted a master plan for the suburban area which envisions providing facilities for large districts. These plans might be seriously impaired from the financial, engineering and administrative points of view if small segments were carved out of them from time to time as independent districts on a piecemeal basis.

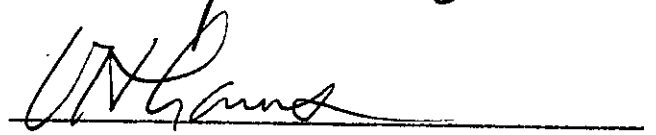
2. The creation of a multiplicity of small independent districts, and possibly overlapping districts, in a ring around the City could cause a complex and difficult administrative problem for whatever governmental agency (the County or the Urban Services Commission, or possibly at a future date the City in the event of annexation) were charged with the responsibility. We feel this confusion and complexity would not be in the public interest, and while the City is not immediately concerned, it might cause the members of future councils to disapprove petitions for annexation.

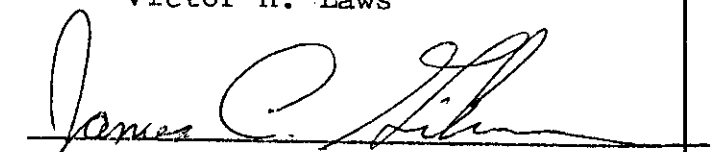
3. The creation of multiple districts in a ring around the City, even though the facilities were built at private expense, could cause partial or total depletion of the City's reserve capacity for water and/or sewer service, and this might be definitely detrimental to City residents and taxpayers.

Respectfully submitted,


Col. Ernest L. McLendon


Philip C. Cooper


Victor H. Laws


James C. Gilman

(Accepted by the Mayor and Council at Regular Meeting held October 31, 1960.)

attach to
minutes 10-31-60

October 31, 1960

PROGRESS REPORT ON NEGOTIATIONS WITH PROPERTIES ON THE NORTH PRONG OF THE RIVER.

Over the past two months negotiations have been conducted with the fifteen property owners whose property lies on the North Prong of the Wicomico River above the proposed Route 50 bridge. Enumerated below is the basic stage of negotiations with each of these owners:

1. Farmers & Planters - An option has been delivered to the Farmers & Planters Fertilizer Company which, if accepted, would provide for a conveyor system to provide them with service. This conveyor system would extend from the rear of the Williams property lying between the existing Main Street and proposed Route 50 bridge and under the proposed Route 50 bridge to a point of entry into the second floor of the Farmers & Planters' building. This option, if exercised, would mean that approximately 40 feet along the river would have to be acquired from the Williams property. Mr. Victor Laws, agent for this property, has stated that this area could be made available for approximately \$15,000.00. In addition minor repairs would have to be made to the bulkheading along this strip. From this point a conveyor system would be built and the crane presently located at the Farmers & Planters site would have to be put upon mobile tracks and re-

located to this area. The location of a docking facility between the two bridges would mean that the existing Main Street bridge would still have to be opened. However, this could be done on a call basis inasmuch as the Farmers & Planters shipments occur only at about three week intervals. The Board of Directors of the Farmers & Planters Company have pledged their cooperation, and it is anticipated that they will accept this option, they having made it clear that they would accept any workable system as long as it could be done at no cost to their company.

2. T. L. Ruark Company - This company owns approximately 310 feet of water frontage on the North prong, none of which it presently utilizes. In accordance with a figure of \$10.00 per front foot for navigation rights, an option has been offered for their signature providing for the release of their navigation rights for the total sum of \$3,100.00.

A favorable reaction is expected to this option.

3. Salisbury Milling Company - When negotiations were first initiated on this project, it was proposed to the Salisbury Milling Company that they be provided service by a method similar to that proposed to the Farmers & Planters Company. Consideration of the greater distance involved providing service to them would have been more expensive than Farmers &

Planters, although the same docking facility and easement would have been available to both at no additional expense. After consideration Mr. Quillin informed us that he was under no conditions willing to accept such a system. He was then asked what conditions he would regard as favorable in order to release his navigation rights. He stated that he would be receptive to a proposal based on assisting him in the cost of relocating. We, therefore, engaged Mr. Thomas George, architect, to help us evaluate the cost of duplicating the facilities of the Salisbury Milling Company on another site. Mr. George made a thorough survey of this building and its equipment, and came up with a evaluation based upon:

- a. Duplicating a building similar to the present facilities, and
- b. Salvaging, reutilizing and replacing equipment to provide for a complete operating plant in that building.

In round figures his costs were \$150,000.00 for the building and \$100,000.00 for the removal, replacement and reinstallation of equipment. An option was then prepared based upon two-thirds of the cost of a new building and the figure of \$100,000.00 was offered to Mr. Quillin for the release of his navigation rights, it having been understood in the beginning that this proposal was not meant to provide for setting him up

in business in another location, but merely to assist him in relocating. In presenting this proposal to Mr. Quillin he stated that in the meantime he had purchased the Insley Coal Company, the site immediately adjacent to him on the South, and that all of his plans evolved around remaining in this location on a permanent basis. He refused the proposed offer and said that he was unwilling to accept anything less than \$400,000.00 which would be the complete cost of a new plant on a new site. We feel that this price is completely out of question and that the feasibility of continuing with this project is virtually impossible unless some new avenue of negotiations can be opened.

4. Pocahontas - In undertaking negotiations with the Pocahontas Company it was known that Mr. Holland had obtained an option on a piece of property below the Main Street bridge with the thoughts of relocating there. Our proposal to him, therefore, was one that, in consideration for the release of his navigation rights, funds would be made available to assist him in relocating on another site. We again asked that Mr. Thomas George evaluate the replacement of his building in kind on the second site. Mr. George's evaluation placed a value of approximately \$75,000.00 upon the building. No figure was developed on the cost of bulkheading, backfilling or paving the new

site, nor was a cost developed on relocating equipment or the losses resulting from interrupted business during the period of relocation. An option was offered to Mr. Holland for the release of his water rights for the consideration of \$63,000.00. Mr. Holland as of this date has not signed that option, although it is generally felt that he was agreeable to this figure.

5. Atlantic Refining Company - On Tuesday, October 11th, the representatives of all of the oil companies were invited to Salisbury to discuss these proposals with us. At that time it was the general feeling of these companies that rather than them sharing five community lines that they would prefer two lines to each separate company. In addition, it was felt that docking facilities for two barges at a single time was a less than desirable condition, although the number of instances in the past where more than two barges have required docking facilities have been negligible. A proposal has been made (and is the same for all the oil companies) for the Atlantic Refining Company which provides for:

- a. The construction of a community docking facility on the West bank of the Wicomico River just below the Main Street bridge. This docking facility would be similar to the ones constructed by the Gulf and Standard Oil Companies whose

plants are adjacent to the sewer treatment plant.

2. From this docking facility two pipelines would be extended via Lake Street to the corner of George L. Ralph's property, then along the edge of Mr. Ralph's property to the waterfront, and then along the waterfront to the various oil companies. These lines would be constructed and owned by either the City or the State and would be maintained by them. They would be available to the oil companies for as long as they maintained their present business in their present location.

The Atlantic Refining Company in considering this offer has requested that we send them an alternate option, based upon the cost of the lines to serve their plant, which they would consider as a lump sum settlement for the release of their navigation rights. Such an option has been delivered to the Atlantic Refining Company, and we are now awaiting a reply. In all of our negotiations with this company we have felt that they were agreeable to the proposal made.

6. Sun Oil Company - The Sun Oil Company, as a non-operating property owner on the North Prong, has been offered the same per front foot figure as was offered to the various other non-users. With only 62 feet of water frontage this figure for them amounted to \$620.00.

7. Eastern Shore Public Service Company - In an early discussion with Mr. Nelson, of the Eastern Shore Public Service Company, he stated that their property is only available in the form of an outright purchase and that they had no interest in releasing their navigation rights, because they felt the peculiar shape and arrangement of this particular piece of property was such that its prime value lay in the development of it as a waterfront facility. The State Roads Commission was asked to have an appraisal made of this particular holding, and a figure of \$40,000.00 was presented by Mr. Alfred T. Truitt as a very high price to offer for this particular property. Based upon Mr. Truitt's evaluation of \$40,000.00 as a high price we have presented this company with an option based upon its acquisition at a price of \$35,000.00.

8. H & D Metal Company - This company has been offered the same per front foot waterfront price as those of the other non-users, in their case amounting to \$750.00. In this particular case there are no bulkheads available for docking facilities and very little likelihood of this property being developed for this purpose. Mr. David Stein has indicated a probable favorable response to this proposal.

9. Pure Oil Company - The Pure Oil Company has refused a proposed option that would provide for the

release of their water rights and in turn provide them with similar services as outlined in the Atlantic Refining Company proposal. An alternate has been presented to them based upon the release of their navigation rights for the proposed cost of providing them with service. In our discussions at the time of the general conference with the oil companies, Pure was one of the few companies that had no plans for enlarging or increasing their activity in this area. Their main plant is presently in Seaford, and they would expect any major increase in activity to occur there. With a heavy demand for use in this particular area, they would simply put the present facility to a higher turnover of use. Therefore, the second proposal made to this company would not expect to be particularly favorably received.

10. Baugh Fertilizer Company - During the process of negotiations this property was sold from the Baugh Fertilizer Company to Mr. Herman Hodgson and Mr. Seth Taylor. Since this was an inoperative facility as far as the waterfront was concerned, the same proposal was made to these gentlemen as to the other non-users. They have refused this proposal and will, within the next several days, indicate to us what they would regard as an acceptable figure.

11. Tidewater Oil Company - The same proposal and

alternate as outlined for the Atlantic Refining Company has been offered the Tidewater Oil Company, and it appears quite likely that they will accept the alternate.

12. Sinclair Refining Company - A similar proposal has been made to the Sinclair Refining Company and they have proposed an alternate to that which would be that they, rather than the City or State, own the pipelines. We have indicated that we would be more than happy to accept this proposal and are now awaiting a reply from them.

13. California Oil Company - This, and the Atlantic Refining Company, have been the most cooperative people and from a discussion that occurred with their representatives after the meeting on the 11th, we have every reason to believe that they will favorably accept the proposal.

14. Donohoe & Peters - An offer of \$3,030.00 has been made which is based upon the front footage of waterfront. No reply has yet been received.

15. Larmer Corporation - Mr. George Chandler has signed and returned to us an option providing for the release of his water rights for the sum of \$1,000.00, which is based upon 100 feet of waterfront.

16. Roger Steffens - Mr. Steffens has indicated that he would shortly give us a favorable reply on a similar type proposal of \$2,000.00 made for his 210

feet of water frontage.

It, after two months of negotiations, would appear that it is going to be virtually impossible within the remaining week that has been extended by the State Roads Commission to reach a favorable agreement with all of the property owners involved. One of the primary deterrents in coming to any favorable conclusion has been the factor of time. Simply stated, people cannot be expected to come to a conclusion this quickly.

The attitude of the Salisbury Milling Company is such that any agreement that was arranged outside of a condemnation proceeding would be so excessively expensive as to be prohibitive. Likewise, the attitude of the Pure Oil Company is such that it would probably require condemnation proceedings in order to reach a settlement with them.

Outside of these two companies it is generally felt that a favorable arrangement could be negotiated with all of the other property owners, and within the remaining week we would expect to have signed options from a major portion of these.

However, it is our understanding, and I am certain it is the attitude of both the City and the State, that neither would be willing to enter into condemnation proceedings, although both certainly recognize the merits of building the fixed in lieu of the bascule bridge.

We would recommend that the remaining week be utilized in drawing as many of these favorable options together as possible. We believe there is a value in reference to other projects in determining under what conditions and for what cost such a

project as this can be accomplished.

In undertaking this project we feel certain that everyone involved realized that it was an extremely difficult set of arrangements to attempt to develop in such a short period of time. I think the general attitude was that it was such a worthwhile proposal that this last attempt be made before the bids were advertised on the bascule bridge.

We would ask that the State Roads Commission not be notified to proceed with the bascule bridge until the termination of their extended deadline of November 8th, in order that we might have an opportunity to receive and evaluate the options that have now been distributed.

XXXXXXXXXXXXXX
XXXXXXX

CERTIFICATE OF THE PRESIDENT OF THE CITY COUNCIL
OF THE CITY OF SALISBURY PURSUANT TO SECTION 19 (c)
OF ARTICLE 23A OF THE MARYLAND CODE (1957 Edition)

The undersigned, W. Edward Wyatt, Jr., President of the
City Council of the City of Salisbury, Maryland, does hereby
certify:

1. That on October 3, 1960, there was presented to the
City Council of the City of Salisbury a petition proposing the
annexation to the City of Salisbury of the area bounded on the
North by the Southerly corporate limits of the City, bounded on
the East by the Pennsylvania Railroad, bounded on the South by
Tony Tank Creek, and bounded on the West by the Wicomico River.
This area is hereinafter called for identification the "Riverside
Area".

2. That in accordance with Section 19 (c) of Article 23A
aforesaid I have caused appropriate investigation and verifica-
tion to be made with respect to: (a) the signatures on said petition,
(b) the residences and voting registrations of said signers,
(c) the ownership of property in Riverside Area by said signers
and the total assessed valuation thereof, (d) the total number

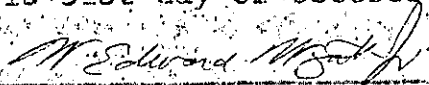
of persons who reside in Riverside Area and who are registered as voters in county elections in the precincts in which Riverside Area is located, and (e) the total assessed valuation of the real property located in Riverside Area; all as will appear from the various certificates and letters attached hereto.

3. That, based upon such investigation and verification:

(a) the signatures of 124 persons who signed said petition, and who reside in Riverside Area and who are registered as voters in County elections in the precincts in which Riverside Area is located have been officially verified; and said signers represent Thirty and Eight-tenths per centum (30.8%) of the 402 persons who reside in Riverside Area and who are registered as voters in county elections in the precincts in which Riverside Area is located; and (b) the signatures of the owners of \$1,187,609 assessed valuation of the real property located in Riverside Area who signed said petition also have been officially verified, and said signers are the owners of twenty-six and three-tenths per centum (26.3%) of the \$4,518,521 total assessed valuation of all the real property located in Riverside Area; all as of the date on which said petition was presented to the City Council.

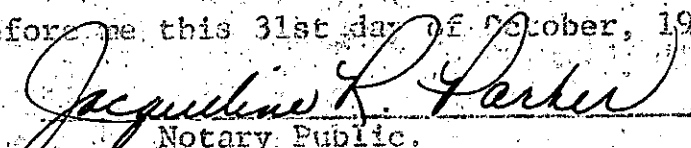
4. That the requirements of said Section 19 (c) of Article 23A have been complied with by the said petition.

WITNESS my hand and seal this 31st day of October, 1960.


W. Edward Wyatt, Jr.

(SEAL)

Subscribed and sworn to before me this 31st day of October, 1960.


Notary Public.



LARMAR CORPORATION



REAL ESTATE

OFFICE 223 EAST MAIN STREET
SALISBURY, MARYLAND
TELEPHONE PIONEER 9-4851

DEVELOPERS AND HOME BUILDERS

October 31, 1960

The Mayor and Council
Salisbury, Maryland

Gentlemen:

As owners of Lots Nos. 19 and 20 in Block "A" and Lots Nos. 1, 2, and 19 in Block "B" as shown on "Revised Subdivision of Lots Hammond and Priscilla Streets" dated October 20, 1955 and recorded among the Land Records of Wicomico County, we wish to protest the rezoning of the property located North of Caroline Street, East and South of Hammond Street and West of Priscilla Street from Residential to Commercial.

We understand this matter will shortly come before your body for consideration.

Very truly yours,

LARMAR CORPORATION

BY


George P. Chandler,
President

GPC:FL

The Council of The City of Salisbury met in special session at 8:00 P.M. at the City Hall, Monday, November 7, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of October 31, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Fullbrook.
3. The President of the Council, Wm. E. Wyatt, Jr., reported that as a member of the Chamber of Commerce he had been requested to present to the City Council the matter of the City furnishing free of charge City maps to be distributed by the Chamber of Commerce to new people coming to Salisbury and to take care of their written requests for maps from interested people. He advised that the Chamber of Commerce could have the maps printed at a cost of \$40.00 per thousand which would be about a three year supply. After discussion the Council authorized that a contribution be made to the Chamber of Commerce of \$40.00 for the printing of 1000 City maps on a motion by Councilman Fullbrook and seconded by Councilman Long.
4. Mr. Gilman, Planning Director, presented a comparative chart on negotiations for navigation rights of properties on the North Prong of the Wicomico River, showing the estimated cost of property and the actual price it would have cost at the price acceptable to the owners. Mayor McLernon stated that he had forwarded a reply to Mr. Funk's letter advising him of the situation regarding the proposed bridge and also advising that if he did not hear from him to the contrary by November 8, that he should proceed to advertise for bids on the bascule type bridge as indicated in his recent letter. Mayor McLernon expressed appreciation to the Committee for their conscientious efforts made in the short time to do the work.
5. Mayor McLernon read a letter addressed to the Mayor, dated November 1, 1960, from Colonel Ernest L. McLendon, Executive Secretary, tendering his resignation as Executive Secretary effective January 1, 1961 and not later than February 1, 1961. The City Council joined with the Mayor in regretfully accepting the resignation of Colonel McLendon.
6. The Executive Secretary reported that bids had been received on 6 different fire engines from four different bidders on October 21, 1960 as follows:

American LaFrance	Commercial (Int'l. Harvester VCO-196)	\$ 16,750.
	(Did not meet specifications)	
	Custom	21,880.
American Fire Apparatus	Ford C-850 EDn-4V or IHC VCO-V549 Engine	19,125.00
Seagrave Corp.		22,985.
		23,250.
Mack Truck Co.		22,350.

The Executive Secretary stated that he had requested Councilman Martin, Mr. F. A. Grier, Fire Marshal, and Chief W. Austin Moore to review the bids, which they had done and expressed their ideas and it was their recommendation that the American LaFrance Custom Pumper for \$21,880.00 be purchased. The Council authorized that award be made to the American LaFrance Corp. as recommended on a motion by Councilman Laws and seconded by Councilman Long.

Minutes of Meeting - Special Session - Nov. 7, 1960.

7. The Executive Secretary reported that bids had been received on two police cars with the trade in of two 1959 Chevrolet Cars as follows:

Powell Motor Co.	Pontiac No. 239 Catalina, net after turn in	\$2,975.42
Cavanaugh Motors	Ford Fairland " " " "	2,868.00
Horner Motors	Plymouth - Savoy Net - no turn in	4,292.04
	" Pursuit Spec. " " " "	4,346.54
	" Fleet Special " " " "	4,162.62
Oliphant Chevrolet	Chevrolet, Bascayne Net after turn in	1,968.00
	" Police HD-170HP " " " "	2,114.00
	" " HD-230HP " " " "	2,168.00

After discussion the Council authorized that award be made to Oliphant Chevrolet Sales for the Chevrolet Police HD-230HP in the amount of \$2,168.00 net price after turn in of the two 1959 police cars on a motion by Councilman Laws and seconded by Councilman Martin.

8. The Executive Secretary presented request from the Planning Director for Council approval of salary of \$5200. per year for a Junior Planner, Mr. Patrick J. Hannon, Account No. 10,611 Gen. effective November 9, 1961. Council approved salary as requested on a motion by Councilman Martin and seconded by Councilman Laws.

9. The Executive Secretary presented the Police Dept. report on operation of the radar car showing 88 arrests for 16-1/2 hrs. operation.

10. Councilman Laws reported that he had received a call from the Pinehurst P. T. A. regarding decision of the Council on their recent request for police protection in the area for children crossing the streets. Mayor McLernon reported that he had made a report to the Pinehurst P. T. A. on the matter and that Mr. Ulm, Chairman of the Committee, indicated that they were not aware of the availability of the A. A. A. Safety Patrol Program and the fact that Pinehurst School did not respond to the A. A. A. regarding participation in the program.

11. Ordinance No. 808 AN ORDINANCE for the closing of a portion of Gillis Alley (being an alley 14.6 feet wide, extending westerly from Market Street to New Camden Avenue) and for the closing of an unnamed alley 10 feet wide extending in a general northerly direction from said Gillis Alley to the intersection of West Main Street and said New Camden Avenue; and providing for the conveyance to abutting property owners of all right, title and interest of the City of Salisbury in and to the beds of said closed portions of said alleys to the end that said abutting owners may improve their abutting properties, was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Martin.

12. The City Engineer presented revision of draft ordinance on new water rates. The Treasurer stated that he disagreed somewhat with the proposed changes to the proposed draft ordinance as presented by the City Engineer. He stated that he was in favor of cutting out the meter service charge because by including the meter service charge in the rate it eliminated one operation in the billing and paper work involved; and he felt that the regulation for cutting water off for non-payment of bill after 30 days was too fast, that he would rather see a 10% penalty imposed.

Minutes of Meeting - Special Session - Nov. 7, 1960

The Executive Secretary stated that the matter of new water rates was a financial matter and the Treasurer was the person to arrive at the new rate as he had all the financial records, and that he was in agreement with most of the suggestions made by the Treasurer. After discussion the City Solicitor advised that he would prepare a draft ordinance on new water rates on the basis of the discussion of this meeting and present it at the next meeting of the Council.

13. The special session adjourned at 10:10 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

Nov 14, 1960
Date



President of the Council

Joseph M. Trumble
Clerk

The Council of The City of Salisbury met in regular session at 8:00 P.M. at the City Hall, Monday, November 14, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long and Richard M. Laws. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of November 7, 1960 was dispensed with on a motion by Councilman Laws and seconded by Councilman Long.

3. The Executive Secretary presented the following reports:

Police Dept. Report of Parking Tickets Issued Month of October 1960.
Fire Marshal's Report for the month of October 1960
Report of Parking Meter Collections for week ending Nov. 12, 1960.

4. The Executive Secretary read a letter addressed to Chief Chatham from the Veterans of Foreign Wars expressing appreciation for assistance in the Halloween Costume Parade.
5. The Executive Secretary reported on the recent Maryland Municipal League Convention held in Rockville, Maryland. He stated that a very interesting session was held on pay plans and personnel problems, and advised that the MTAS is set up to do the job of job classification free of charge for municipalities. He stated that this is a job which needs to be done by outside help, a disinterested person to make a study and recommended that sometime after the first of the year that application be made to MTAS to have them come to Salisbury and explore the situation and discuss what has been done in other places and then decide whether or not it would be a good idea to go ahead with the plan. He also reported on progress in use of the lagoon method of sewage disposal and stated that the City of Easton has been granted a permit by the State Health Dept. for this type of disposal.
6. Mayor McLernon inquired as to whether or not any of the Council would be interested in attending the American Municipal Congress in New York Nov. 26 - 28, 1960.
7. The Executive Secretary reported that he had obtained some information on water rates as follows:
 - Annapolis - Average cost of producing water - .22 per 1,000 gals.
Water rate - .24 minimum, .29 maximum
Sewer rate .18 per 1000 gal.
 - Rockville - Water Rate .40 per 1000 gals regardless of amount used.
Sewer rate .19 per 1000 gals.
 - Washington Suburban District - Water rate .25 per 1000 gals regardless of amount used.
Sewer rate .20 per 1000 gals.
8. The Executive Secretary distributed to the Council the work copy of the Mayor's proposed Budget for 1961.

Minutes of Meeting of November 14, 1960

9. Ordinance No. 807 AN ORDINANCE of The City of Salisbury to repeal and re-enact Section 11-5 of the Salisbury City Code, 1959, relating to payment of charges for motor vehicle and traffic violations within the City of Salisbury, and approving the charges for parking violations to be effective initially, subject to change from time to time by the Mayor and Council as provided in said Section 11-5 as repealed and re-enacted was adopted by the Council on second and final reading on a motion by Councilman Long and seconded by Councilman Laws.

10. Mr. Victor H. Laws, City Solicitor, advised that in the matter of annexation of the Riverside Area, if and when it should come to a referendum, some people might find that they are not entitled or eligible to vote, due to the fact that they are not registered in the district where they are living, and that on November 19, 1960, from 9:00 A.M. to 12 Noon a special registration would be held by the Board of Election Supervisors in the Court House to enable voters to transfer in any district.

11. Mayor McLernon advised that he had discussed with a group of merchants the matter of a traffic light on S. Salisbury Blvd., and had advised that the plans on the part of the City for traffic signal on S. Salisbury Blvd. were incomplete, and that it had been requested by Johnny's and Sammys, Sears, Roebuck and Salisbury Drug that a temporary traffic signal be installed at Salisbury Blvd. and Newton Street in order to give some relief to people wanting to get out on to the Salisbury Blvd; and also that the direction of some of the streets in the area be changed. Mayor McLernon recommended that an ordinary traffic light be installed at the intersection of Salisbury Blvd. and Newton Street for a trial period, the light at Isabella and Mill Sts. which is contemplated to be taken down to be used, and that the direction of the streets not be changed at this time. After discussion the Council concurred in accepting Mayor McLernon's recommendations and directed that the traffic light be installed as proposed by Mayor McLernon, on a motion by Councilman Long and seconded by Councilman Laws.

12. The regular meeting adjourned at 8:55 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

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The Council met in executive session immediately following adjournment of the regular meeting.

Mr. Victor H. Laws, City Solicitor presented report of the Committee appointed to study matter of water rates for Swift and Company - the Committee being Mr. Victor H. Laws, Chairman, Councilmen Harry O. Fullbrook, Richard M. Laws, James C. Gilman, Planning Director, and P. C. Cooper, City Engineer. Councilman Fullbrook stated that he was of the opinion that Swift and Company were more concerned over the new sewer sur-charge to be imposed than they were about the existing water rate. After discussion the Council concurred in requesting the City Solicitor to discuss the matter further with Swift and Company to determine what the problem is and report back to the Council, on a motion by Councilman Laws and seconded by Councilman Long.

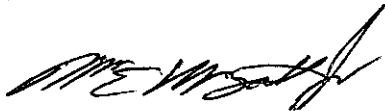
Minutes of Meeting of November 14, 1960.

In this connection Mayor McLernon requested that a cost analysis be prepared by the auditor as was done on the cost of sewer last year.

The executive session adjourned at 9:45 P.M. on a motion by Councilman Laws and seconded by Councilman Long.

November 21, 1960

Date



President of The Council

Joseph M. Froehlefeld

Clerk

The Council of The City of Salisbury met in special session at 8:00 P.M., Monday, November 21, 1960, at the City Hall. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of November 14, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. Mr. E. Homer White, Jr. appeared before the Council together with Mrs. Kenneth Miller and Mr. John Jacob representing a newly formed humane society. Mr. White advised that members of the County Commissioners had been contacted in the matter of releasing dogs to the society and asked Mrs. Miller to present such request to the Council. Mrs. Miller requested that dogs which are worth saving be turned over to the humane society at the end of the impounding period (six days) and that payment of the fees be deferred until the animal is placed, at which time the dog would be inoculated and licensed and the City's regular fee for sale of impounded dog (\$2.50) would be collected and turned over to the City. She stated that people contacting their organization for dogs would be referred to the Dog Pound and that their organization would only take dogs from the pound as a last resort to save them. After discussion the Council concurred in accepting the proposal of the Humane Society and authorized that the payment of the fee for sale of impounded dogs (\$2.50) be deferred until the animal is placed by the humane society on a motion by Councilman Martin and seconded by Councilman Long.
4. The Executive Secretary suggested that some preparation be made for the public hearing on the proposed annexation of Riverside Area, to be held December 9, 1960. He suggested that either the Mayor or the President of the Council briefly present the important aspects of annexation by pointing out the implications of annexation to the point of what the people can expect to get from annexation; and also that the meeting was being held by requirement of law because the City had received application for annexation. Mr. Victor Laws, City Solicitor, advised that it is important to work out some of the things to be presented at this meeting ahead of schedule and requested the Council to set a time which would be suitable for them to go over the matter. After discussion the Council concurred in meeting to go over plans for the public hearing on annexation of the Riverside Area after the meeting of the Council on December 5, 1960.
5. The Executive Secretary read a letter addressed to Chief Chatham from Henry Cabot Lodge expressing appreciation for arrangements made for his recent visit to Salisbury.
6. The Executive Secretary presented the Consolidated Monthly Report of the Police Dept. for the Month of October 1960.
7. The Executive Secretary reported that Abbott Brothers had inquired as to whether or not the City would be agreeable to cancelling their lease effective February 1, 1961. The Executive Secretary stated that this would not be a very good season of the year for salvage operation or to do anything toward re-grading and paving the lot for parking. After discussion the Council requested that the Executive Secretary endeavor to negotiate salvage agreement with Gunby and concurred in leaving the lease with Abbott Brothers run until expiration, May 31, 1961, on a motion by Councilman Martin and seconded by Councilman Laws.

Minutes of Meeting of November 21, 1960

8. The Executive Secretary reported that he had met with the Insurance Committee regarding insurance on the new City Yard and that a tentative total figure of \$100,000.00 insurance had been placed on the buildings^{and} until such time as the long shed-type building is cut loose from 2-A and 2-B they will not be able to set up a co-insurance deal, it is now carried as a separate deal. He stated that if the shed is separated by only one foot it will have the effect of reducing premium cost, which has not yet been figured, but expected to be able to report the premium cost at the next meeting. He stated that at the present time there is just a binder on the City Yard Property and that the Insurance Committee want to know what the City intends to do in regard to separating the buildings.

9. The Executive Secretary read a letter from Raymond Weisner, Realtor, requesting refund for overpayment of water-bills dating back to August 1953 at 323 and 325 Camden Avenue, which were being charged on the bill for 321 Camden Avenue where a meter was installed and all three properties served through one water main. After discussion the Council authorized that refund be made as requested \$180.00 for 325 Camden Avenue and \$135.00 for 323 Camden Avenue, on a motion by Councilman Long and seconded by Councilman Martin.

10. The Executive Secretary read a letter from Mr. Fred Flowers addressed to the Mayor and Council, dated November 14, 1960, regarding recent ordinance dealing with obstruction of view at intersections, which will go into effect in August 1961, suggesting that the public be notified during the fall pruning and clean-up season of this law rather than wait until the law becomes effective. The City Solicitor read the law from the Zoning Ordinance and after discussion the Council decided that the law and the effective date be advertised several times in local newspapers suggesting that people take necessary action.

11. In this connection, Councilman Martin stated that the matter of weeds on vacant lots should be considered also at this time, as the Police Dept. is faced with a problem in enforcing the ordinance, and that it should either be enforced or removed from the books. The City Engineer advised that the new nursery in Hebron could possibly act as an agent to do clearing of lots and that he would check on the matter and report back to the Council. After discussion the City Solicitor suggested that he review the matter with the Executive Secretary and Chief Chatham and bring back to the Council at the next meeting for discussion.

12. The Executive Secretary advised that a letter had been received from Traf-O-Teria advising that the courtesy tickets had been shipped on November 14, 1960. The Executive Secretary stated that some advertising will be done in County newspapers regarding courtesy tickets by the Retailers Association.

13. The Executive Secretary read a memo from Dept. Public Works, dated November 21, 1960, regarding recommendation by the County the removal of an old garage type shed and a small type out building located near the southern boundary of the Game Farm. After discussion the Council concurred in approval of removing the buildings as recommended by the County on a motion by Councilman Laws and seconded by Councilman Martin.

14. Mayor McLernon presented the matter of moving the traffic light at Union Avenue and N. Salisbury Blvd. to Naylor Street and Salisbury Blvd., and requested Chief Chatham to look into the matter and recommend. The City Engineer advised that the light was placed at Union Avenue for school crossing protection and that the matter should be cleared with the

Minutes of Meeting of November 21, 1960

School Board, and also that he could see no advantage in moving traffic on Naylor Street to warrant a traffic light. Mayor McLernon advised that no decision would be made at this meeting, that the matter would be investigated and discussed with the school people and a traffic check made.

15. The Executive Secretary presented memorandum from Public Works Dept. requesting approval of lease agreement for siding property at the new City Yard with the Pennsylvania Railroad Co., \$100.00 per year for the first year and \$65.00 per year thereafter, effective January 1, 1961. The Council authorized that the lease agreement be executed on behalf of The City of Salisbury by Mayor McLernon on a motion by Councilman Laws and seconded by Councilman Martin.

16. The Executive Secretary advised that copies of the Dept. of Public Works Report of October 1960 had been distributed. There was discussion on the Sewage Treatment Plant need for additional sludge beds. The City Engineer presented report on the sludge beds needed and his recommendations in the matter. The Executive Secretary advised that it is a matter which requires the advice and counsel from someone who really knows what they are doing and that the City is not close to solution of the real problem in this matter. He advised that the people who engineered the sludge beds should be consulted and that he will start a movement to have a study made.

17. The Executive Secretary presented copies of data on bond principal and interest and briefly reviewed items of the proposed budget for 1961. He pointed out that if the full cost of water and sewer is not paid for by the user of water and sewer service, then it has to be paid by property taxes.

18. The Executive Secretary advised that in the matter of a replacement for his position he was willing to help facilitate in finding a successor and suggested listing the position open in the International City Managers' News Letter and also contacting the American Municipal Association and the Maryland Municipal League; also that it would be desirable to state something in the notices salary-wise. The Council agreed that a canvas be made through the agencies proposed and suggested that the salary range be \$9,000. to \$12,000. per year.

19. Ordinance No. 808 AN ORDINANCE for the closing of a portion of Gillis Alley (being an alley 14.6 feet wide, extending westerly from Market Street to New Camden Avenue) and for the closing of an unnamed alley 10 feet wide extending in a general northerly direction from said Gillis Alley to the intersection of West Main Street and said New Camden Avenue; and providing for the conveyance to abutting property owners of all right, title and interest of the City of Salisbury in and to the beds of said closed portions of said alleys to the end that said abutting owners may improve their abutting properties, was adopted on second and final reading on a motion by Councilman Long and seconded by Councilman Laws.

20. Ordinance No. 809 AN ORDINANCE of The City of Salisbury revising and establishing water charges and regulations for the sale of water from the Municipal Water System of The City of Salisbury, providing for inspection of properties connected with the water supply system of Salisbury and providing penalties for violation of its provisions, providing for the manner of making changes in said water rates from time to time and repealing Ordinance No. 792 relating to the same subjects, was introduced and duly passed for first reading.

Minutes of Meeting of November 21, 1960

after changing Section 2, Paragraph 3, Regulations, to read " If any bill rendered for water charges shall not be paid within forty-five (45) days after the close of the billing period, etc., " on a motion by Councilman Laws and seconded by Councilman Martin.

21. Ordinance No. 810 AN ORDINANCE of The City of Salisbury establishing sewer charges and regulations affecting all properties connected with the sanitary sewer system of The City of Salisbury, providing charges for the connection of properties to such sanitary sewer system, providing for inspections of all properties connected with said sanitary sewer system, providing penalties for violations of regulations established by this Ordinance, and repealing Ordinance No. 793 relating to the same subjects was introduced and duly passed for first reading on a motion by Councilman Laws and seconded by Councilman Martin.

22. The Council decided that there would be no regular meeting of the Council on Monday, November 28, 1960, due to the fact that Mayor McLernon and Colonel Ernest L. McLendon, Executive Secretary, would be in New York attending the American Municipal Association Congress. It was agreed that the Council would meet on Friday evening, December 2, 1960, for the purpose of reviewing the budget, the time and place to be announced later.

23. The special meeting adjourned at 11:20 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

December 5, 1960

Date



President of the Council

Josephine M. Groublefield
Clerk

The Council of The City of Salisbury met at the City Hall at 8:00 P.M., December 5, 1960, The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of November 21, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. The Executive Secretary presented request for Council approval of salaries as follows:

Public Works Dept.

Arthur E. Lutz, laborer, Traffic Division, Account No. 12.201(c) Gen. to fill vacancy, salary \$54.00 per week, effective November 28, 1960.

Kentworth Cooksey, transferred from Water Metering Crew (Salary \$64.00 per week) to fill vacancy in Street Maintenance Crew, salary \$58.00 per week, Account No. 12.201 Gen. effective December 5, 1960.

Olin Harrison transferred from Water Metering Crew (salary \$60.00 per week) to fill vacancy in Sewer Division as laborer, Account No. 13.201(b) Sewer, salary \$52.00 per week, effective December 19, 1960.

Fire Dept.

Lewis C. Williams, Ambulance Driver, Account No. 20.901 Gen. salary \$54.00 per week, effective November 20, 1960.

Holland C. Ruark, Fireman, Account No. 11.211 Gen., salary \$62.50 per week, effective November 20, 1960.

The Council approved salaries as requested on a motion by Councilman Laws and seconded by Councilman Martin.

4. The Executive Secretary presented reports for the month of November 1960 as follows:

Fire Marshal's Report of Activities.

Fire Dept. Report.

Report of Ambulance Service

5. The Executive Secretary read memorandum from Maryland Municipal League regarding future meetings of town and city administrator's group.

6. The Executive Secretary reported that he had discussed with Mr. Millon, Director, M. T. A. S. the matter of coming to Salisbury to discuss with the Mayor and Council the matter of job classification and merit system, and that Mr. Millon advised that he would be glad to come to Salisbury to discuss the matter. The Council agreed that it would be a good idea to have Mr. Millon visit the Council and discuss the matter.

Minutes of Meeting of December 5, 1960.

7. The Executive Secretary presented memorandum from Dept. Public Works requesting approval of lease agreement for railroad siding property at the new City Yard - Lake St., with the Pennsylvania Railroad Co., showing the effective date October 1, 1960, and not January 1, 1961 as previously approved by the Council - the rate to be \$100.00 the first year and \$65.00 per year thereafter. The Council authorized that lease agreement be executed by Mayor McLernon on a motion by Councilman Martin and seconded by Councilman Long.

8. The Executive Secretary reported that the notice of the impending vacancy in the Executive Secretary's position appeared in the International City Manager's New Letter of December 1, 1960. He stated that five applications for the position had been received to date.

9. The Executive Secretary advised that Mr. Victor Laws, City Solicitor, had prepared a plan for conducting the meeting at the public hearing scheduled to be held Friday, December 9, 1960, at 8:30 P.M. in the Circuit Court Room.

The City Solicitor reviewed the suggested plan of the program for conducting the meeting and asked for suggestions as to anything to be added or deleted from the plan.

10. The Executive Secretary advised that the Auditor has completed the study of water cost and the report is in the process of being reproduced in sufficient copies, and that the cost of water is about .25¢ per 1,000-gals. The Executive Secretary asked whether or not the Council would prefer to take action on Ordinance No. 809 before the auditor's report of water cost has been reviewed. The Council decided to adopt the Ordinance on the basis of a trial and experimental basis, and if it is found that a change in the rates is necessary that this be done.

11. Ordinance No. 809 AN ORDINANCE of The City of Salisbury revising and establishing water rate charges and regulations for the sale of water from the Municipal Water System, of the City of Salisbury, providing for inspection of properties connected with the water supply system of Salisbury and providing penalties for violation of its provisions, providing for the manner of making changes in said water rates from time to time, and repealing Ordinance No. 792 relating to the same subjects, was duly passed after second and final reading on a motion by Councilman Martin and seconded by Councilman Fullbrook.

12. Ordinance No. 810 AN ORDINANCE of The City of Salisbury establishing sewer charges and regulations affecting all properties connected with the sanitary sewer system of The City of Salisbury, providing charges for the connection of properties to such sanitary sewer system, providing for inspections of all properties connected with said sanitary sewer system, providing penalties for violations of regulations established by this Ordinance, and repealing Ordinance No. 793 relating to the same subject, was duly passed after second and final reading on a motion by Councilman Laws and seconded by Councilman Fullbrook.

Minutes of Meeting of December 5, 1960

13. The Executive Secretary presented the matter of "Courtesy Tickets" and advised that it will require the services of two more employees in the Police Dept. for clerical work involved and checking the meters; and besides there would be a substantial decrease in revenue from meters and fines. He stated that it was his opinion that it should be in force only from Thanksgiving to New Years, and asked the Council to give the matter some thought as to whether it was worth what it cost, and it was desired to continue it on a year round basis, or to discontinue it after holiday shopping season.

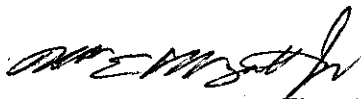
14. The City Engineer presented plans showing locations of traffic lights proposed together with estimated costs. In the matter of the traffic light requested to be installed at Newton Street and Route 13, the City Engineer recommended that the light be installed at Maryland Avenue and Route 13 and not at Newton Street and Route 13, in order to give freer flow of traffic on Route 13, and suggested that Newton Street remain as it is now and Hazel Avenue to remain a two-way street, but to permit right turn only. He advised that the State will not permit any traffic light installation on State Highway until an engineering study has been made and that he had been advised by the State Roads Commission that such a study, traffic count and turning movement, could not be made until after the first of the year. He advised that he could ask Mr. Rudden, a Consultant, to analyze a study which the City could make, if the Council so desired. The Council concurred in waiting until an analysis is made by the State after the first of the year before installation of traffic light in the vicinity of Newton Street and Maryland Avenue.

15. The Mayor's Budget Message as amended was again discussed by the Council and the Council adjourned 8:15 P.M. Standard Time as the time, and the Council Room, City Hall, 112 W. Church Street, Salisbury, Maryland, as the place of the public hearing on the Budget required by the City Charter, and the Clerk was directed to give public notice accordingly.

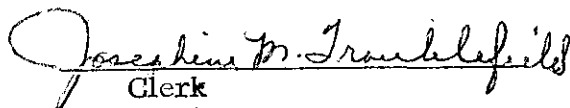
16. The meeting adjourned at 10:05 on a motion by Councilman Long and seconded by Councilman Fullbrook.

December 12, 1960

Date



President of the Council


Clerk

The Council of The City of Salisbury met in regular session at the City Hall at 8:00 P.M., Monday, December 12, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long, Richard M. Laws and W. Paul Martin, Jr. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the Minutes of the meeting of December 5, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Martin.
3. The Executive Secretary reviewed the items changed in the proposed budget for 1961. There was discussion on the item of \$7,072. added to the Police Dept. Salary Account to take care of the Courtesy Parking Ticket Program. It was recommended by Councilman Laws that this item of \$7,072. be removed from the General Fund Budget. Councilman Fullbrook suggested that if the Courtesy Parking Ticket Program has to be subsidized that it be charged to Parking District No. 1 Fund, and that the program be discussed with the merchants immediately after the Christmas season. The Executive Secretary advised that there is not sufficient information available on the Courtesy Parking Tickets at this time to discuss the matter with the merchants, however, within a few weeks there should be enough data available to determine just how the program is affecting parking revenues.
4. Ordinance No. 811 AN ORDINANCE appropriating the necessary funds for the operation of the government and administration of The City of Salisbury for the fiscal year beginning January 1, 1961, and ending December 31, 1961; establishing the levy for the General Fund and Sinking Fund purposes for said fiscal year; establishing the levy for Parking District Number One; and providing when such taxes shall be due and payable, in arrears and subject to interest, was introduced and duly passed for first reading on a motion by Councilman Laws and seconded by Councilman Martin.
5. The Executive Secretary reported that a quotation on firemen's accident and health insurance had been received. He advised that the present premium was \$519.75 for coverage of Principal Sum of \$4,000., Weekly Indemnity of \$40.00, and Blanket Medical Expense \$2,500. and that until now the company would not insure for more, but had now offered to increase the insurance. After discussion the Council concurred in increasing the firemen's accident and health insurance to \$10,000. Principal Sum, \$50.00 Weekly Indemnity, and \$2,500. Blanket Medical Expense for an annual premium of \$755.25, on a motion by Councilman Martin and seconded by Councilman Fullbrook.
6. The Executive Secretary presented the Treasurer's report of Airport Receipts and Disbursements for the Month of October 1960.
7. The Executive Secretary presented request from the Planning Commission for Council approval of salary of \$1.60 per hour for Paul E. Dyer, a statistician previously employed by the Planning Commission on temporary basis, for the period January 2, 1961 until the Middle of March 1961. The Council approved the salary as requested on a motion by Councilman Laws and seconded by Councilman Long.
8. The Executive Secretary read a letter from the Chamber of Commerce addressed to the Mayor and Council regarding a resolution passed by that body requesting the Mayor and Council to consider reactivating the study to change the form of the City government to the Council-Manager form of government. (See letter attached to Minutes).

Minutes of Meeting of December 12, 1960

9. RESOLUTION NO. 1, A RESOLUTION of the Council of The City of Salisbury proposing the annexation to the City of Salisbury of a certain area of land situated contiguous to and binding upon the southerly corporate limits of the City of Salisbury, bounded on the north by said southerly corporate limits of the City of Salisbury, bounded on the east by the westerly line of the Pennsylvania Railroad Company right of way, bounded on the south by the north bank of Tony Tank Creek, and bounded on the west by the southeast bank of the Wicomico River; and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Salisbury, was adopted on second and final reading upon motion by Councilman Laws and seconded by Councilman Long. (SEE Copy of Resolution in Minutes of Meeting of October 31, 1960).

10. RESOLUTION NO. 2, WHEREAS, by deed dated June 9, 1945, and recorded among the Land Records of Wicomico County, Maryland, in Liber J. W. T. S. No. 270, Folio 506, from L. Sherman T wnsend and wife to W. Edgar Porter, certain covenants, agreements and restrictions were imposed on the lands therein described, including among others, the restriction that lots fronting on the East side of Snow Hill Road "May be used for commercial purposes when approved by the Mayor and Council of Salisbury"; and

WHEREAS, subsequent to the date of said deed, said lots have been zoned "Class 2- Commercial" by appropriate Ordinance of this Council, and a building permit has been issued to Holloway and Company for the construction and operation thereon of a funeral home, and it is believed to be necessary and desirable for such use of said lots to be approved by specific resolution of this Council. NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by the Council of The City of Salisbury that the Mayor and Council of The City of Salisbury do hereby evidence their approval of the use for commercial purposes (by Holloway & Company as and for a funeral home) of those lots on the East side of Snow Hill Road and on the South side of Vine Street, now owned by Holloway & Company, and with respect to which a building permit has been issued for the construction by Holloway & Company of a funeral home; and BE IT FURTHER RESOLVED AND ORDAINED by the Council of The City of Salisbury that this Resolution shall be effective immediately upon its final passage, was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Laws.

11. RESOLUTION NO. 3, A RESOLUTION of The City of Salisbury pursuant to Section 3(a) of Ordinance No. 810 enacted December 5, 1960, establishing sewer charges and regulations, for the purpose of reducing (with respect to properties located inside the corporate limits) and increasing (with respect to properties located outside the corporate limits) the sewer charges provided in Section 1, sub-section 1 (c), of said Ordinance No. 810 was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Martin.

12. The Treasurer presented request for Council approval of execution of agreement by the City authorizing the Esso Standard Oil Co., Humble Division, to remove their underground tanks from Airport property. Council authorized Mayor McLernon to execute the agreement as requested on a motion by Councilman Long and seconded by Councilman Laws.

13. The Treasurer requested that he be authorized to place \$5,000.00 idle funds of the Johnson Park Farm Fund on deposit with the First Shore Federal Savings and Loan Co. The Council authorized that \$5,000. idle funds of the Johnson Park Fund be deposited as requested on a motion by Councilman Martin and seconded by Councilman Laws.

14. Mayor McLernon requested that the Council meet in executive session immediately following adjournment of the regular session to examine the applications received for the position of Executive Secretary

Minutes of Meeting of December 12, 1960

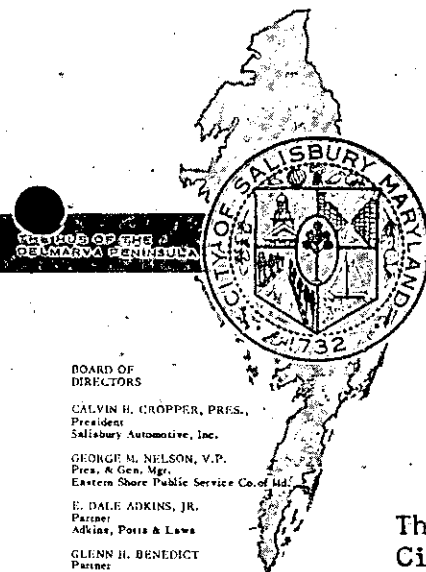
15. Councilman Fullbrook suggested that a meeting with the Auditors for the purpose of going over the Auditor's Report of Audit be scheduled sometime after the first of the year.
16. The meeting adjourned at 9:10 P.M. on a motion by Councilman Long and seconded by Councilman Martin.

Dec. 19, 1960
Date

W. E. Martin Jr.

President of The Council

Jacqueline Trumblefeld
Clerk



Salisbury

Chamber of Commerce

SALISBURY, MARYLAND

December 12, 1960

BOARD OF DIRECTORS

CALVIN H. CROPPER, PRES.,
President
Salisbury Automotive, Inc.

GEORGE M. NELSON, V.P.
Pres. & Gen. Mgr.
Eastern Shore Public Service Co. of Md.

E. DALE ADKINS, JR.
Partner
Adkins, Potts & Laws

GLENN H. BENEDICT
Partner
Benedict, The Florist

ALVIN I. BENJAMIN
Treasurer
Benjamin's

RALPH O. DULANY
President
John H. Dulany & Son, Inc.

CLEMENT I. GASKILL
President
Ralph & Gaskill, Inc.

AVERY W. HALL
President
Avery W. Hall Insurance Agency

LEWIS M. HESS
President
Hess Apparel

W. TRACY HOLLAND
President
Farmers & Merchants Bank

LEE JOHNSON
President
Lee Johnson, Inc.

W. RYDER JONES
V. Pres. & Gen. Mgr.
Sunshine Laundry Corp.

W. ROBERT LOGAN
Commercial Manager
The Chesapeake & Potomac
Telephone Co. of Md.

WILLIAM E. MORGAN
Treasurer
Pepsi-Cola-Canada Dry Bottling Co.

BENJ. P. QUILLIN
Secretary
Salisbury Milling Co., Inc.

WILLIS D. RICHARDSON
Manager
Chris-Craft Corporation

HARRIS J. RIGGIN
Owner
Harris J. Riffin Insurance Agency

DEAN L. SHARRAR
Marketer
Sincclair Refining Co.

W. T. THORNTON, JR.
V. Pres. & Sec.-Treas.
Symington Wayne Corp.

JERRY VALLIANT
Gen. Mgr. Sec.-Treas.
Quillin-Valliant, Inc.

WILLIAM E. WYATT, JR.
Owner
Wyatt Wholesale Co.

LESTER C. TINGLE, TREAS.
Cashier
County Trust Company of Maryland

HOWARD G. WILSON
Representing
Junior Chamber of Commerce

DANIEL F. BROWN
Representing
Junior Chamber of Commerce

The Mayor and Council of Salisbury,
City Hall,
Salisbury, Maryland

Gentlemen:

At a meeting of the Chamber of Commerce on November 17, 1960, a Resolution was passed requesting that the Mayor and City Council reactivate the study of the advisability of adopting the Council-Manager form of government for the City. It is our understanding that nothing has been done in this matter since your Committee made its report on March 17, 1959 of the Charter changes needed to effectuate the change-over.

It has appeared to this body that the public interest of this community has been well served with the full-time administrator which was provided in the Charter which went into effect during January 1952. The impending departure of the Executive Secretary to the Mayor, who has served the City so well for over eight years, brings the question of further improvement in the organization of the City government to the fore.

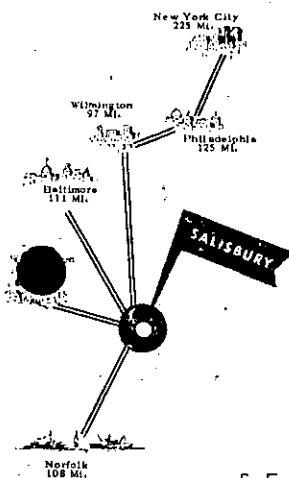
There are certain inherent weaknesses in the present form of government which it is thought could best be corrected by adoption of the Council-Manager form of government. The City's business is now big business and it is realized that a capable administrator, having full executive authority subject to the orders of the elected body, is increasingly necessary if we are to get the best possible value for our tax dollar.

The Chamber respectfully requests that you, gentlemen, give this matter prompt consideration and that in selecting a replacement for Colonel McLendon, the high standards established be preserved. His replacement, it is thought, should be a person well qualified to perform the duties of City Manager.

Sincerely,

Calvin H. Cropper
Calvin H. Cropper,
President.

CHC:c



The Council of The City of Salisbury met in special session at the City Hall at 8:00 P.M., Monday, December 19, 1960. The following were present: President of the Council Wm. E. Wyatt, Jr., Councilmen Harry O. Fullbrook, Joseph J. Long and Richard M. Laws. Also present was Mayor Boyd E. McLernon.

1. The meeting was opened by repeating The Lord's Prayer.
2. The reading of the minutes of the meeting of December 12, 1960 was dispensed with on a motion by Councilman Long and seconded by Councilman Laws.
3. RESOLUTION NO. 2 A RESOLUTION approving the use of those lots on the East side of Snow Hill Road and on the South side of Vine Street, now owned by Holloway and Company, for commercial purposes, was duly passed on second and final reading on a motion by Councilman Laws and seconded by Councilman Long.
4. RESOLUTION NO. 3 A RESOLUTION of The City of Salisbury pursuant to Section 3(a) of Ordinance No. 810 enacted December 5, 1960, establishing sewer charges and regulations, for the purpose of reducing (with respect to properties located inside the corporate limits) and increasing (with respect to properties outside the corporate limits) the sewer charges provided in Section 1, sub-section 1 (c), of said Ordinance No. 810 was duly passed on second and final reading on a motion by Councilman Long and seconded by Councilman Laws.
5. RESOLUTION NO. 4 A RESOLUTION of the Council of The City of Salisbury pursuant to Article 23A, Sections 11-18, both inclusive, of the Annotated Code of Public General Laws of Maryland (1957 Edition), for the purpose of amending Sections 114 and 122 (being, respectively, Sections 396 and 404 of the Code of Public Local Laws of Wicomico County, 1959 Edition), so as to remove therefrom the obligation, duty and authority of the Director of Public Works of The City of Salisbury to enforce the City's building and plumbing codes and to approve plans of subdivision and re-subdivision of land within the City was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Laws.
6. ORDINANCE NO. 812 AN ORDINANCE of The City of Salisbury establishing a Bureau of Inspections and providing for the functions, duties and powers thereof, designating the personnel thereof, establishing the procedure thereof and repealing previous ordinances, resolutions, regulations, etc. to the extent inconsistent therewith was introduced and duly passed for first reading on a motion by Councilman Long and seconded by Councilman Laws.
7. The Executive Secretary presented the Police Dept. Monthly Consolidated Report for the Month of November 1960.
8. The Executive Secretary reported that notice to property owners regarding clearance of corner lots had been advertised.
9. The Executive Secretary distributed the Treasurer's Financial Report for the Month of November 1960 and reviewed various items in the report.
10. Ordinance No. 811 AN ORDINANCE appropriating the necessary funds for the operation of the government and administration of The City of Salisbury for the fiscal year beginning January 1, 1961, and ending December 31, 1961; establishing the levy for the General Fund and Sinking Fund purposes for said fiscal year; establishing the levy for Parking District No. One;

Minutes of Meeting of December 19, 1960

and providing when such taxes shall be due and payable, in arrears and subject to interest, was duly passed on second and final reading on a motion by Councilman Long and seconded by Councilman Laws.

11. The Executive Secretary reported that an executive session of the Mayor and Council was scheduled for the purpose of interviewing applicants for the position of Executive Secretary on Thursday, December 22, at 5:00 P.M. and Friday, December 23, at 5:00 P.M.

12. The Executive Secretary reported that Mr. Fred Grier, and Mr. Gilman, Planning Director, desired to meet in executive session with the Mayor and Council and the City Engineer sometime during the week. It was decided to meet with Mr. Grier and Mr. Gilman in the Planning Commission Office on Thursday, December 22, 1960 at 6:00 P.M.

13. Mr. Oscar Carey of the Larmar Corp. appeared before the Council and advised that one-half of their building on Carroll Street, which was occupied by Delmarva Broadcasting Corp., had been gutted by fire, and he inquired as to whether or not the City would be interested in acquiring the property. He advised that if the City could come to an early decision before rebuilding was started that the City could save an amount of about \$6,000.00, and also that if the City would enter into an agreement to purchase the property it could be paid for from the 1962 Budget. The Council advised Mr. Carey that his proposal would be taken under consideration.

14. The meeting adjourned at 9:00 P.M. on a motion by Councilman Long and seconded by Councilman Laws.

January 9, 1961
Date

W. E. M. Smith
President of The Council

Joseph M. Traubfeld
Clerk